



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640 ♦ 989.837.3300 * 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

REGULAR MEETING OF THE MIDLAND CITY COUNCIL
City Hall, 333 W. Ellsworth Street

March 23, 2020

7:00 PM

AGENDA

CALL TO ORDER

PLEDGE OF ALLEGIANCE TO THE FLAG

ROLL CALL - Steve Arnosky
Diane Brown Wilhelm
Maureen Donker
Pamela Hall
Marty A. Wazbinski

CONFLICT OF INTEREST DISCLOSURE STATEMENT

CONSIDERATION OF ADOPTING CONSENT AGENDA ITEMS:

All resolutions marked with an asterisk are considered to be routine and will be enacted by one motion. There will be no separate consideration of these items unless a Council member or citizen so requests during the discussion stage of the "Motion to adopt the Consent Agenda as indicated." If there is even a single request the item will be removed from the consent agenda without further motion and considered in its listed sequence in regular fashion.

APPROVAL OF MINUTES:

1. * Approve minutes of the March 16 special City Council meeting. BRANSON
2. * Approve minutes of the March 16 regular City Council meeting. TISDALE

PROCLAMATIONS, AWARDS, RECOGNITIONS, PRESENTATIONS:

3. Resolution of support for the 2020 Census. GUYER

PUBLIC HEARINGS:

4. Zoning Petition No. 629 - to consider a petition by Bierlein Investments, LLC to rezone property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A Zoning. MURSCHEL

PUBLIC COMMENTS, IF ANY, BEFORE CITY COUNCIL. This is an opportunity for people to address the City Council on issues that are relevant to Council business but are not on the agenda.

RESOLUTIONS:

- 5. Accepting the City Manager's 2020 Sidewalk Improvement Program Report and setting a public hearing on necessity for April 27. FREDRICKSON
- 6. * Update the Midland Street System as required by Act 51 FREDRICKSON
 - a. *Accepting one new street segment into the City of Midland Local Street System
 - b. *Decertify three street segments from the City of Midland street system

Considering purchases and contracts:

- 7. * 2020 Mark Putnam Rd. & Schuette Rd. Reconstruction; Contract No. 03. FREDRICKSON
- 8. * 2020 Intersection Pavement Markings; Contract No. 06. FREDRICKSON
- 9. * 2020 Pavement Marking Program; Contract No. 07. FREDRICKSON
- 10. * Vitler Compressor Replacement; Bid No. 4083. KEENAN
- 11. * Engineering and inspection services for repainting the Elevated Storage Tank at Plymouth Park and the Lime Storage Silo at the Water Treatment Plant. SCHWARZ

NEW BUSINESS:

TO CONTACT THE CITY WITH QUESTIONS OR FOR ADDITIONAL INFORMATION:

Citizen Comment Line:	837-3400
City of Midland website address:	www.cityofmidlandmi.gov
City of Midland email address:	cityhall@midland-mi.org
Government Information Center:	located near the reference desk at the Grace A. Dow Memorial Library

Item Attachment Documents:

1. * Approve minutes of the March 16 special City Council meeting. BRANSON

March 16, 2020

A special meeting of the City Council was held on Monday, March 16, 2020, at 5:00 p.m. in Conference Room B in City Hall. Mayor Donker presided.

Councilmen present: Steve Arnosky, Diane Brown Wilhelm, Maureen Donker, Pamela Hall,
Marty Wazbinski

Councilmen absent: None

CLOSED SESSION

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

RESOLVED, that in accord with Section 8(c) of Public Act 267 of the Public Acts of the State of Michigan of 1976, as amended, and upon adoption of this resolution by at least four (4) affirmative votes of the City Council, the City Council shall immediately adjourn to a closed session to discuss contract negotiations. (Motion ADOPTED by a Roll Call Voice Vote.)

The meeting entered a closed session at 5:08 p.m.

Closed session adjourned at 6:00 p.m. and it was motioned to open session as moved by Councilman Brown Wilhelm and seconded by Councilman Wazbinski.

NEW BUSINESS

City Council had a discussion with staff related to COVID-19.

Being no further business the meeting adjourned at 6:35 p.m.

James O. Branson III, Deputy City Clerk

Item Attachment Documents:

2. * Approve minutes of the March 16 regular City Council meeting. TISDALE

March 16, 2020

A regular meeting of the City Council was held on Monday, March 16, 2020, at 7:00 p.m. in the Council Chambers of City Hall. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Steve Arnosky, Diane Brown Wilhelm, Maureen Donker, Pamela Hall,
Marty Wazbinski
Councilmen absent: None

MINUTES

Approval of the minutes of the February 24, 2020 special meeting, the February 24, 2020 regular meeting, the March 4, 2020 special meeting and the March 11, 2020 special meeting was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm. (Motion ADOPTED.)

MARCH FOR MEALS 2020

Communications Coordinator Katie Guyer introduced Charlie Schwedler Executive Director of Senior Services for Midland County, who accepted the proclamation. The following resolution was then offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

RESOLVED, that the Mayor is authorized to issue the attached Proclamation proclaiming March 2020 as March for Meals Month in the city of Midland and urging every citizen to take this month to honor our Meals on Wheels programs, the older adults they serve, and the volunteers who care for them. (Motion ADOPTED.)

MAJOR STREET FUND FY 2019-20 BUDGET AMENDMENT – MAIN STREET PLAZA PROJECT

City Engineer Josh Fredrickson presented information regarding the 2019-2020 Major Street Fund Budget related to constructions costs for the Eastman Avenue and Cambridge Street projects. A public hearing opened at 7:20 p.m. and recognizing no comments from the public closed at 7:20 p.m. The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, in accord with Sections 5.11 and 11.6 of the Charter of the City of Midland, and after having given proper legal notice and having conducted a public hearing on Monday, March 16, 2020 on the proposal to amend the 2019-20 Major Street Fund budget to increase expenditures by \$450,000.00; and

WHEREAS, construction costs have been obtained for the proposed Eastman Avenue construction project which adds a southbound through lane, a southbound turn lane and makes pavement improvements between Airport Road and Joe Mann Boulevard; and

WHEREAS, funding for the Eastman Avenue construction project is in the 2019-20 fiscal budget and is insufficient for construction cost; now therefore

RESOLVED, that the 2019-20 Major Street Fund is hereby amended to increase expenditures by \$450,000.00 for the Eastman Avenue construction project. (Motion ADOPTED.)

The following resolution was then offered by Councilman Brown Wilhelm and seconded by Councilman Arnosky:

WHEREAS, in accord with Sections 5.11 and 11.6 of the Charter of the City of Midland, and after having given proper legal notice and having conducted a public hearing on Monday, March 16, 2020 on the proposal to amend the 2019-20 Major Street Fund budget to increase expenditures by \$220,000.00; and

WHEREAS, scope changes to the Cambridge Street Water main project will be an open trench excavating resulting in the removal and replacement of the paved roadway surface; and
 WHEREAS, funding is not included in the 2019-20 budget for the street portion of Cambridge Street; now therefore

RESOLVED, that the 2019-20 Major Street Fund is hereby amended to increase expenditures by \$220,000.00 for the Cambridge Street project. (Motion ADOPTED.)

MIDLAND DAILY NEWS BUILDING REDEVELOPMENT AND BROWNFIELD PROJECT

Assistant City Manager, David Keenan introduced a resolution to approve the Midland Daily News Building Redevelopment Project Brownfield Project. Kirstie Hardy, AKT Peerless and Al Waar, Shaheen Development Group spoke regarding the project. A public hearing opened at 7:50 p.m. Midland Business Alliance President and CEO Tony Stamas, 2704 Walden Woods Court, spoke in support of the Brownfield Project. The public hearing closed at 7:51 p.m. The following resolution was then offered by Councilman Hall and seconded by Councilman Brown Wilhelm:

WHEREAS, the City of Midland, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the "Act"), has established the Brownfield Redevelopment Financing Authority of the City of Midland (the "Authority"); and

WHEREAS, the Authority, pursuant to and in accordance with the provisions of the Act, has prepared and recommended for approval by the City Council, a Brownfield plan (the "Plan") described as the Midland Daily News Building Redevelopment Project Brownfield Plan pursuant to and in accordance with Section 13 of the Act; and

WHEREAS, the City Council has, at least ten (10) days before the meeting of the City Council at which this resolution has been considered, provided notice to the public about the Plan by publishing notice of the Plan and a hearing in which the Plan will be open for discussion in a newspaper of general circulation, provided notice, by direct mailing, to the taxing jurisdictions that levy taxes subject to capture under this plan, and the City Council has provided the public a reasonable opportunity to express its views regarding the Plan in accordance with Section 13 (10) and 13 (12) of the Act; and

WHEREAS, the City Council has made the following determinations and findings:

- A. The Plan constitutes a public purpose under the Act;
- B. The Plan meets all of the requirements for a Brownfield plan set forth in Section 13 of the Act; and

WHEREAS, as a result of its review of the Plan and upon consideration of the views and recommendations of the Authority and the public, the City Council desires to proceed with approval of the Plan; now therefore

RESOLVED, that pursuant to the authority vested in the City Council by the Act, and pursuant to and in accordance with the provisions of Section 14 of the Act, the Plan is hereby approved in the form attached to this Resolution; and

RESOLVED FURTHER, that should any section, clause or phrase of this Resolution be declared by the Courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid; and

RESOLVED FURTHER, that all resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed; and

RESOLVED FURTHER, that the Brownfield Reimbursement Agreement between Sahasa Realty Corp. and the City of Midland Brownfield Redevelopment Financing Authority shall be executed. (Motion ADOPTED YEAS: Brown Wilhelm, Donker, Hall, Wazbinski NAYS: Arnosky)

PUBLIC COMMENTS

No public comments were made.

ANNUAL REVIEW OF LIQUOR LICENSES REPORT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, Section 15-250 of the City of Midland Code of Ordinances directs the City Manager to cause an annual review of each liquor licensee to be submitted to the City Council; and WHEREAS, said annual review has been prepared and reports that all licensees have complied with the provisions of Article VII of Chapter 15 of the Code of Ordinances; now therefore RESOLVED, that in accord with Section 15-250 of the City of Midland Code of Ordinances, the annual review of liquor licenses is hereby received and ordered placed on file in the office of the City Clerk. (Motion ADOPTED.)

MI ELEMENT GRAINS AND GROUNDS ON-PREMISES TASTING ROOM PERMIT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

That the application from Mi Element Grains and Grounds, L.L.C. for a new on-premises tasting room permit to be located at: 3124 Jefferson Ave, Midland MI 48640. It is the consensus of this body that it recommends this application be considered for approval by the Michigan Liquor Control Commission. (Motion ADOPTED.)

RURAL BUSINESS DEVELOPMENT GRANT: SAGINAW ROAD STREETSCAPE PROJECT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, a Center City Redevelopment Plan was adopted by Midland City Council in August 2019; and

WHEREAS, the first phase of this project includes a streetscape project along Saginaw Road from Dartmouth to Patrick Road; and

WHEREAS, the United States Department of Agriculture (USDA) has a Rural Development Grant that could provide up to \$250,000 in funding support for pre-engineering and engineering design level work for the Saginaw Road streetscape project; now therefore

RESOLVED, that Midland City Council hereby supports a grant application for a USDA Rural Development Grant for \$250,000 to be used for pre-engineering and engineering design work for the Saginaw Road Streetscape Project in the Center City district. (Motion ADOPTED.)

2020 EASTMAN AVE RECONSTRUCTION: CONTRACT NO. 1

City Engineer Josh Fredrickson presented information regarding the Eastman Ave. reconstruction project. The following resolution was offered by Councilman Brown Wilhelm and seconded by Councilman Wazbinski:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for street reconstruction on Eastman Avenue; and WHEREAS, funding for this project is provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Crawford Contracting, Inc. of Mt. Pleasant, Michigan for the "2020 Eastman Avenue Reconstruction; Contract No. 01" project, in the amount of \$1,359,505.79, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$80,000.00. (Motion ADOPTED.)

2020 CAMBRIDGE STREET RECONSTRUCTION & WATER MAIN: CONTRACT NO. 05

City Engineer Josh Fredrickson presented information regarding the Cambridge Street reconstruction project. The following resolution was offered by Councilman Hall and seconded by Councilman Brown Wilhelm:

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for street reconstruction and water main replacement on Cambridge Street; and

WHEREAS, funding for this project is provided by the Water Fund and Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Crawford Contracting, Inc. of Mt. Pleasant, Michigan for the "2020 Cambridge Street Reconstruction & Water Main; Contract No. 05" project, in the amount of \$914,663.50, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$50,000.00. (Motion ADOPTED.)

CENTRAL PARK PICKLEBALL AND TENNIS COURT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, sealed proposals were advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Bid No. 4067, the Central Park Accessible Pickleball and Tennis Facility; and

WHEREAS, there are adequate funds committed to the project in FY 2019/20; now therefore

RESOLVED, that City Council authorizes the Mayor and City Clerk to sign and execute a contract, upon review and approval of the City Attorney, with the low bidder, Three Rivers Corporation of Midland, Michigan for the project; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue a purchase order to Three Rivers Corporation of Midland, Michigan in the amount of \$292,000.00 for construction of the Central Park Pickleball and Tennis Court project, all in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an amount not to exceed \$5,000.00. (Motion ADOPTED.)

GROVE PARK RENOVATION PROJECT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, sealed proposals were advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Bid No. 4071 Grove Park Concrete Walks and Asphalt Basketball Court; and

WHEREAS, there are adequate funds committed to the project in FY 2019/20; now therefore

RESOLVED, that City Council authorizes the Mayor and City Clerk to sign and execute a contract, upon review and approval of the City Attorney, with the low bidder, Gerber Construction Co., Inc. of Reed City, Michigan for the project; and

RESOLVED FURTHER, that City Council authorizes the Accounting Manager to issue a purchase order to Gerber Construction Co., Inc. of Reed City, Michigan in the amount of \$135,400.00 for Grove Park renovation project, all in accordance with the proposal and City specifications; and

RESOLVED FURTHER, that the City Manager is authorized to approve changes to the purchase order in an amount not to exceed \$5,000.00. (Motion ADOPTED.)

DESIGN SERVICES FOR LANDFILL CELL 17

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, the City of Midland Landfill is regulated by the Michigan Department of Environment, Great Lakes and Energy (EGLE) and the Environmental Protection Agency; and

WHEREAS, as new Landfill cells are scheduled for construction, the City needs to review and update the plans for each cell to ensure compliance with state and federal regulations as well as to make changes to optimize operational efficiencies; and

WHEREAS, the City currently works with Landfill engineering consultant, CTI and Associates, Inc. (CTI) of Novi, Michigan, on routine engineering and compliance support as well as future landfill cell review and design; and

WHEREAS, the City has been pleased with CTI's support and expertise for many years and benefits from their detailed knowledge of regulations and the City's landfill operation; and

WHEREAS, CTI has presented the Landfill with a proposal to provide design services and coordinate with EGLE on the design updates for future Landfill Cell 17 not to exceed \$41,000.00; and

WHEREAS, there are adequate funds budgeted in the FY 2019/20 Landfill's Capital Outlay budget and Section 2-19 of the Code of Ordinances for the City of Midland states that sealed proposals are not required for professional services;

WHEREAS, the Landfill has previous purchasing obligations in this fiscal year to CTI that exceed administrative approval levels making it necessary for City Council to approve any additional purchase orders with this vendor; now therefore

RESOLVED, that the Accounting Manager is authorized to issue a purchase order not to exceed \$41,000.00 to CTI and Associates, Inc. of Novi, Michigan, to provide design update and coordination services with EGLE for Landfill Cell 17. (Motion ADOPTED.)

PURCHASE OF ARTICULATED OFF-ROAD DUMP TRUCK FOR LANDFILL

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, the City of Midland Landfill is seeking a used articulated off-road dump truck to traverse difficult terrain on site; and

WHEREAS, the Landfill Superintendent is confident that he can secure a used truck via on-line auction that will meet the City's needs with a cost not to exceed \$160,000 based on research he has done to date; and

WHEREAS, there are adequate funds available in the FY2019-20 Landfill Capital budget to cover the cost of the unit; now therefore

RESOLVED, that the City Council hereby determines that sealed bids are impractical, and in accordance with Section 2-18 of the Code of Ordinances, the requirement for sealed proposals is hereby waived; and

RESOLVED FURTHER, that City Council authorizes the purchase of a used articulated off-road dump truck not to exceed \$160,000 through the on-line auction process with formal approval of the purchase order to occur once the vendor is identified. (Motion ADOPTED.)

PURCHASE OF SERVICE FITTINGS: WATER DISTRIBUTION CONTRACT NO. 4081

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, the City's Water Distribution Department repairs water mains, installs new services, and replaces corroded bolts and fittings throughout the distribution system; and

WHEREAS, many of these items require immediate attention when discovered, so it is necessary to have an inventory of fittings and parts available; and
WHEREAS, this bid includes all the necessary fittings for this construction season's water projects; and

WHEREAS, sealed bids for Bid No. 4081 Water Service Fittings, have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, staff considers the bid received from Core and Main LP of Shelby Township to be acceptable, and recommends award for inventory purchases of water service fittings; and

WHEREAS, the purchases will be made from Water Enterprise Fund Inventory Account; now therefore

RESOLVED, that a purchase order is hereby authorized to Core and Main LP of Shelby Township in the amount of \$72,013.59 for inventory purchases of water service fittings; and

RESOLVED FURTHER, that the City Manager is hereby authorized to approve changes modifying the purchase order in an aggregate amount not to exceed \$5,000.00. (Motion ADOPTED.)

CONDITIONAL USE PERMIT NO. 67

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, Benjamin Hayes has submitted a request for a Conditional Use Permit for a single family residential use in an OS Office Service zoning district. The property is located at 2905 W. Wackerly Street; and

WHEREAS, City Planning Department staff notified property owners and occupants within three hundred (300) feet of the proposed area by transmitting notice on February 21, 2020 and publishing said notice on February 22, 2020 of the proposed public hearing on March 10, 2020; and

WHEREAS, the City Planning Commission has conducted a public hearing in accord with Section 28.02(A) of the Zoning Ordinance of the City of Midland on said conditional use; and

WHEREAS, the Planning Commission has submitted its recommendation to approve the permit, in accord with Section 28.02(B) of the Zoning Ordinance of the City of Midland; now therefore

RESOLVED, that a public hearing will be held by the City Council on April 13, 2020, at 7:00 p.m. in the Council Chambers, City Hall, for the purpose of considering the request for a Conditional Use Permit; and

RESOLVED FURTHER, that the City Clerk is hereby directed to notify property owners and occupants within three hundred (300) feet of the proposed area by transmitting notice on or before March 27, 2020 and to publishing said notice by March 28, 2020. (Motion ADOPTED.)

CONDITIONAL USE PERMIT NO. 68

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, the Midland County Habitat for Humanity has submitted a request for a Conditional Use Permit for a single family residential dwelling in an RB Multiple-Family Residential zoning district. The property is located at 311 Sam Street; and

WHEREAS, City Planning Department staff notified property owners and occupants within three hundred (300) feet of the proposed area by transmitting notice on February 21, 2020 and publishing said notice on February 22, 2020 of the proposed public hearing on March 10, 2020; and

WHEREAS, the City Planning Commission has conducted a public hearing in accord with Section 28.02(A) of the Zoning Ordinance of the City of Midland on said conditional use; and

WHEREAS, the Planning Commission has submitted its recommendation to approve the permit, in accord with Section 28.02(B) of the Zoning Ordinance of the City of Midland; now therefore

RESOLVED, that a public hearing will be held by the City Council on April 13, 2020, at 7:00 p.m. in the Council Chambers, City Hall, for the purpose of considering the request for a conditional use permit; and

RESOLVED FURTHER, that the City Clerk is hereby directed to notify property owners and occupants within three hundred (300) feet of the proposed area by transmitting notice on or before March 27, 2020 and to publishing said notice by March 28, 2020. (Motion ADOPTED.)

2020-2021 COMMUNITY DEVELOPMENT BLOCK GRANT

The following resolution was offered by Councilman Wazbinski and seconded by Councilman Brown Wilhelm:

WHEREAS, the City of Midland is estimated to receive \$224,809 in Community Development Block Grant (CDBG) funds for fiscal year 2020-2021 from the U.S. Department of Housing & Urban Development; and

WHEREAS, it is expected that the City will have a fund balance of \$111,646 that will be carried over from prior fiscal years; and

WHEREAS, it is expected that the City will receive a total of \$20,000 in program income during the 2020-2021 fiscal year; and

WHEREAS, CDBG revenues totaling \$356,455 must be programmed to activities that meet the statutory goals and the City's objectives of the CDBG program, as outlined in the 2020-2025 Consolidated Plan; and

WHEREAS, on February 25, 2020, the Housing Commission unanimously recommended approval of the proposed 2020-2021 CDBG budget set forth in the attached table (Attachment A), which meets said goals and objectives of the CDBG program; and

WHEREAS, it is necessary to provide a 30-day public comment period on the proposed budget in accordance with federal requirements; now therefore

RESOLVED, that a public hearing will be held by the Midland City Council on April 27, 2020 at 7:00 p.m. in the City Council Chambers, City Hall, 333 West Ellsworth Street, Midland, Michigan, for the purpose of receiving public comment on the proposed 2020-2021 CDBG budget; and

RESOLVED FURTHER, that City staff is hereby directed to publish a notice of the public hearing by March 26, 2020. (Motion ADOPTED.)

Attachment A Community Development Block Grant | Proposed Budget 2020-21

<u>REVENUE</u>	Proposed Budget	
Estimated HUD 2020-21 Entitlement	\$	224,809
Program Income	\$	20,000
2019-20 Carry-over	\$	111,646
Subtotal	\$	356,455
 <u>EXPENDITURES</u>		
Planning/Administration	\$	48,900
Public Facilities Improvements		
Cleveland Manor - Kitchen & Bath Remodel	\$	100,000
Washington Woods – Energy Efficiency	\$	193,055
Upgrades		
Subtotal	\$	293,055

Public Services

UNAPPROVED

Legal Services - Fair Housing Testing	\$	4,500
Contingency	\$	10,000
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GRAND TOTAL	\$	356,455

NEW BUSINESS

Being no further business the meeting adjourned at 8:30 p.m.

Selina Tisdale, Deputy City Clerk

Item Attachment Documents:

3. Resolution of support for the 2020 Census. GUYER

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: Resolution of support for 2020 Census

INITIATED BY: Community Affairs

RESOLUTION

SUMMARY: This resolution authorizes the Mayor to issue a proclamation acknowledging the importance of the 2020 Federal Census and affirming Council's support of this endeavor to assure a fair and accurate count in the Region and the City.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution
3. Proclamation

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Katie Guyer
City of Midland Community Affairs



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

With the 2020 Census officially underway throughout the nation, residents in the City and County of Midland are being called upon to participate by providing information about themselves and their families. The accuracy of the U.S. Census is extremely important to our community.

The results of the 2020 Census not only determine Michigan's representation in the U.S. House of Representatives, but also determine federal funding to the County of Midland – which includes the City – for a number of programs, including Medicaid, Medicare, Supplemental Nutrition Assistance Program (SNAP), Special Supplemental Nutrition Program for Women, Infants, and Children (WIC), free and reduced school lunches, Title 1 education funding, Section 8 housing assistance, energy assistance, and roads and highways in our area.

For each individual not counted in the 2020 Census, the County of Midland could lose up to \$1,466 person per year for the next 10 years – an amount up to \$122 million annually. To encourage residents to participate in the 2020 Census and ensure that our community receives the full federal funding amount it needs, I ask on behalf of the City of Midland for support from the Midland City Council via a resolution of acknowledgement.

Attached is a resolution authorizing the Mayor to issue a proclamation acknowledging the importance of the 2020 Federal Census and affirming Council's support of this endeavor to assure a fair and accurate count in the region and the city.

Sincerely,
Katie Guyer

Katie Guyer
Community Affairs



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

BY COUNCILMAN

RESOLVED, that the Mayor is authorized to issue the attached proclamation hereby acknowledging the importance of the 2020 Federal Census and affirming Council's support of this endeavor to assure a fair and accurate count in the region and the city.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk



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PROCLAMATION

WHEREAS, the City of Midland is committed to ensuring every resident is counted; and

WHEREAS, the U.S. Census determines federal funding allocated to the County of Midland, including the City of Midland, for Medicaid, Medicare, SNAP, WIC, Free/Reduced School Lunch, Title 1 (Education), Section 8 Housing, Energy Assistance, and Roads/Highways; and

WHEREAS, census data helps determine how many seats each state will have in the U.S. House of Representatives and is necessary for an accurate and fair redistricting of state legislative seats, county and city council and voting districts; and

WHEREAS, information from the 2020 Census and American Community Survey are vital tools for economic development and increased employment; and

WHEREAS, the census is easy to complete, asking 10 questions and taking about 10 minutes to complete; and

WHEREAS, the census is valuable to Midland County, as every person not counted in the 2020 Census could result in a loss of funding up to \$1,466 per person per year, for a total of up to \$122 million annually; and

WHEREAS, information collected by the census is confidential and protected by law; and

WHEREAS, a united voice from business, government, community-based and faith-based organizations, educators, media and others will enable the 2020 Census message to reach more of our citizens; and

WHEREAS, the City of Midland endeavors to assure a fair and accurate count in the region and the city and supports the work to coordinate with local, state, and federal officials to reach those individuals who are hardest to count; now

NOW, THEREFORE, BE IT RESOLVED that the City of Midland is committed to:

1. Supporting the goals and ideals for the 2020 Census and disseminating 2020 Census information.
2. Encourage all residents to raise the overall awareness of the 2020 Census and increase participation.
3. Support census takers as they help our City complete an accurate count.
4. Strive to achieve a complete and accurate count of all persons within our borders.

*Issued by Council Authorization
Given Monday, March 23, 2020*

Maureen Donker, Mayor

Attest:

Erica Armstrong, City Clerk

Item Attachment Documents:

4. Zoning Petition No. 629 - to consider a petition by Bierlein Investments, LLC to rezone property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A Zoning. MURSCHEL

SUMMARY REPORT TO CITY MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: Zoning Amendment Petition No. 629 (Rezoning Request)

INITIATED BY: Bierlein Investments, LLC

RESOLUTION

SUMMARY: Action to amend the City of Midland Zoning Map by rezoning property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution
3. Staff Report
4. Planning Commission Minutes
5. Location Map

CITY COUNCIL ACTION:

1. Public hearing is required.
2. 3/5 vote required to approve resolution.

Grant Murschel
Director of Planning & Community Development

GRM/rmg



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland Michigan

Dear Mr. Kaye:

At its meeting on Tuesday, February 11, 2020, the Planning Commission considered Zoning Petition No. 629, the request of Bierlein Investments, LLC to rezone property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A.

After deliberation on the petition, the Planning Commission took the following action:

Motion by Pnacek and second by Rodgers to recommend to City Council the approval of Zoning Petition No. 629 initiated by Bierlein Investments, LLC to rezone property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A.

Vote on the motion:

YEAS: Bain, Hanna, Heying, Koehlinger, Mayville, Rodgers, Pnacek, Broderick and Sajbel
NAYS: None
ABSENT: None

The motion was approved 9 to 0.

There were no written public comments received ahead of the meeting, and no comments were made during the public hearing on this request.

A resolution to approve Zoning Petition No. 629 is enclosed for City Council consideration.

Sincerely,

Grant Murschel
Director of Planning & Community Development

GRM/rmg

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING MAP TO PROVIDE AN IA INDUSTRIAL A ZONING DISTRICT, WHERE A RC REGIONAL COMMERCIAL ZONING DISTRICT PRESENTLY EXISTS.

The City of Midland Ordains:

Section 1. That the Zoning Map of Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

A PARCEL OF LAND SITUATED IN THE CITY OF MIDLAND, MORE PARTICULARLY DESCRIBED AS COM 198 FT E OF NW COR OF NE 1/4 OF SW 1/4 SEC 23, E 99 FT, S 445.5 FT, W 99 FT, N 445.5 FT TO POB

Be, and the same is hereby changed to IA Industrial A.

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk



**STAFF REPORT TO THE PLANNING COMMISSION
FEBRUARY 10, 2020**

Subject:	Zoning Petition #629 (Rezoning Request)
Applicant:	Bierlein Investments, LLC
Location:	2100 Bay City Road
Area:	3.151 acres
Existing zoning:	RC Regional Commercial
Proposed zoning:	IA Industrial A
Adjacent Zoning:	North: IA Industrial A, RC Regional Commercial South: IA Industrial A, RC Regional Commercial East: RC Regional Commercial West: IA Industrial A
Adjacent Development:	North: Industrial Warehouse South: Contractor's Yard East: Vacant Lot West: Contractor's Yard

REPORT

Zoning Petition No. 629, initiated by Bierlein Investments, LLC proposes to rezone the property known as 2100 Bay City Road from RC Regional Commercial to IA Industrial A. There are no conditions offered by the applicant; therefore, the full content and permitted uses within the IA Industrial A zoning district must be considered.

Aerial location maps, current zoning, and Future Land Use designation maps are enclosed.

BACKGROUND

The property is located at the eastern edge of the predominantly industrial area of the city, with predominantly residential lands to the southeast of the subject parcel. The subject parcel as well as the land to the immediate east and south are planned for commercial purposes. Property to the southeast is planned for high density residential use.

According to Article 21 of the City Zoning Ordinance, the intent of the Industrial A and Industrial B Districts is to permit the use of land, buildings, and structures for the manufacturing, processing, fabricating, compounding, treatment, packaging and/or assembly of materials or goods, warehousing or bulk storage of goods, and related accessory uses. Related accessory uses may include, by way of example, research, design, and prototype development related to the industrial operations; the storage of goods in connection with or resulting from industrial operations; the sale of goods resulting from such operations; and, any work of administration or accounting in connection with the industrial operations. The regulations in this Article provide for two industrial districts with the intent that the least intensive industrial operations having limited external off-site impacts should be located in the Industrial A District.

ASSESSMENT

In accordance with Section 30.03(D) of the Zoning Ordinance, the Planning Commission and City Council shall at minimum, consider the following before taking action on any proposed zoning map amendment:

1. Is the proposed amendment consistent with the City's Master Plan?

Yes. The Future Land Use map of the City's Master Plan identifies this property as Light Industrial along with property to the immediate east and west.

2. Will the proposed amendment be in accordance with the intent and purpose of the Zoning Ordinance?

"Section 1.02 B Intent : It is the purpose of this Zoning Ordinance to promote the public health, safety, comfort, convenience, and general welfare of the inhabitants of Midland by encouraging the use of lands and natural resources in accordance with their character, adaptability and suitability for particular purposes; to enhance social and economic stability; to prevent excessive concentration of population; to reduce hazards due to flooding; to conserve and stabilize the value of property; to provide adequate open space for light and air; to prevent fire and facilitate the fighting of fires; to allow for a variety of residential housing types and commercial and industrial land uses; to minimize congestion on the public streets and highways; to facilitate adequate and economical provision of transportation, sewerage and drainage, water supply and distribution, and educational and recreational facilities; to establish standards for physical development in accordance with the objectives and policies contained in the Master Plan (Comprehensive Development Plan); and to provide for the administration and enforcement of such standards."

Yes. In staff's opinion, the proposed rezoning would promote the intent of the Zoning Code through reclassification of the parcel as stated because the proposed rezoning reflects the desires of the Master Plan for this property and complies with regulations of the zoning ordinance.

3. Have conditions changed since the Zoning Ordinance was adopted that justifies the amendment?

Yes, this portion of the Bay City Road corridor has been moving away from commercial-oriented businesses and towards a mix of light industrial uses. This has been the vision of the Master Plan for some time. The subject parcel as has a recent history of the commercial business that operated there closed its doors. The property was then purchased by an abutting owner.

4. Will the amendment merely grant special privileges?

No, the area is planned for light industrial use. As such, the proposed zoning amendment is in line with the Master Plan and allows for consistent zoning of properties to the west.

5. Will the amendment result in unlawful exclusionary zoning?

No, the amendment would result in standard industrial zoning located frequently throughout the area and within the city limits.

6. Will the amendment set an inappropriate precedent?

No, the zoning petition is supported by the City's updated Master Plan and its Future Land Use map.

7. Is the proposed zoning consistent with the zoning classification of surrounding land?

Yes, the properties to the west and southwest are zoned as IA Industrial A, those to the east are zoned RC Regional Commercial. While not directly adjacent, it is worth noting the historically residential neighborhood to the southeast that begins at Kent Court.

8. Is the proposed zoning consistent with the future land use designation of the surrounding land in the City Master Plan?

Yes, the Master Plan supports the subject parcel to be zoned and used as light industrial along with lands to the south and west.

9. Could all requirements in the proposed zoning classification be complied with on the subject parcel?

Yes, the subject parcel could meet all requirements of the IA Industrial A zoning district.

10. Is the proposed zoning consistent with the trends in land development in the general vicinity of the property in question?

For the most part, the trend in this area is reflective of the proximity of the area to the legacy industrial properties to the southwest and the extension of more industrial uses as properties become available. With that in mind, it is worth noting the adjacency of the proposed industrial use in relative proximity to existing residential uses.

ADDITIONAL STAFF COMMENTS

No (0) written public comments have been received with regard to the petition at the time this report was drafted.

STAFF RECOMMENDATION

Upon review of the requested zoning change, staff recommends approval of the rezoning petition for the following reasons:

- The request is consistent with the City's Master Plan and its Future Land Use map.

PLANNING COMMISSION ACTION

Staff currently anticipates that the Planning Commission will hold a public hearing on this request during its regular meeting on February 11, 2020 and will formulate a recommendation to City Council thereafter. If recommended to City Council the same evening, we anticipate that on February 24, 2020 the City Council will set a public hearing on this matter. Given statutory notification and publication requirements, the City Council will schedule a public hearing for March 23, 2020 at which time a decision will be made on the proposed zoning change. Please note that these dates are preliminary and may be adjusted due to Planning Commission action and City Council agenda scheduling.

Respectfully Submitted,



Grant Murschel
Director of Planning & Community Development

grm/NMW

**MINUTES OF THE REGULAR MEETING OF THE
MIDLAND CITY PLANNING COMMISSION,
TO TAKE PLACE ON TUESDAY, FEBRUARY 11, 2020 7:00 P.M.,
COUNCIL CHAMBERS, CITY HALL, MIDLAND, MICHIGAN**

1. The meeting was called to order at 7:00 p.m. by Chairman Mayville.
2. The Pledge of Allegiance was recited in unison by the members of the Commission and the other individuals present.
3. Roll Call

PRESENT: Bain, Hanna, Koehlinger, Mayville, Pnacek, Sajbel, Broderick, Heying and Rodgers

ABSENT:

OTHERS PRESENT: Grant Murschel, Director of Planning & Community Development; Nicole Wilson, Community Development Planner; and five (5) others

4. **Approval of Minutes**

Rodgers made a motion to approve the minutes of the regular meeting of January 14, 2020, seconded by Hanna. Motion carries 9-0.

5. **Public Hearings**

- a. Zoning Petition No. 629 - initiated by Bierlein Investments, LLC to rezone property located at 2100 Bay City Road from RC Regional Commercial to IA Industrial A.

Wilson gave the staff presentation for Zoning Petition No. 629.

Ken LeCureux, Executive Vice President – Bierlein Investments, LLC spoke about possible growth on the current property. Mr. LeCureux stated that the plans are not completely set, but they are excited to have the property ready for future use and development.

Comments in support – None.

Comments in opposition – None.

Mayville closed the public hearing.

Heying made a motion to waive the rules of procedure and render a decision this evening, seconded by Rodgers. Motion carries 9-0.

Pnacek and Hanna both expressed support for the petition given its alignment with the City's Future Land Use Map.

Pnacek made a motion to recommend approval of Zoning Petition No. 629, seconded by Rodgers.

Yeas: Bain, Hanna, Koehlinger, Mayville, Pnacek, Sajbel, Broderick, Heying and Rodgers
Nays: None

Motion carries 9-0.

6. **Old Business** – None.

7. **Public Comments** (unrelated to items on the agenda) – None.

8. **New Business** –

a. Site Plan Review Process

Murschel gave the staff presentation regarding the potential changes to the Site Plan Review process modifications.

Mayville commented that revision of the standard process to consider proposals in a single meeting with the option to delay final approval if further information is necessary to render a decision.

Sajbel inquired about how zoning variances would fit within this process. Murschel responded that this evening's presentation is only for the process of site plan review.

Pnacek asked about the appeal process and how that might change with this proposal. Murschel commented that the appeal process at this time is proposed to be to City Council and further on to Zoning Board of Appeals, if necessary. He also commented that the range increase to 10,000 square feet doesn't seem to make an impact, that a higher square footage would make more sense.

Bain asked about Redevelopment Ready Communities and how the best practices identify the appeal process. Murschel responded that typically appeals would go to the Zoning Board of Appeals.

Heying commented that he is not in favor of eliminating the public hearing, but that the fast track process is a valuable offering.

Bain commented that the stakeholders of the planning process could be discouraged at moving the bar repeatedly, that making the changes once would be advisable.

Mayville commented that the value of the public hearing is the dialogue that can take place to provide understanding to the public around the safe guards the zoning ordinance provides as relayed by staff.

Pnacek commented that relaying the objective nature of the Site Plan Review criteria would help to temper expectations. Murschel commented that the public comments submitted should additionally be compared as to the objective requirements rather than subjective rationale that is occasionally offered.

Bain asked for more clarification from City Council on the more subjective areas of the ordinance. Murschel offered that perhaps a training and a clarifying review of the Zoning Ordinance would be valuable. Bain also commented that educating the public around where their comments and input will be most impactful within the Master Plan.

Koehlinger commented that while the effort is worthwhile, it seems to be highly underutilized.

Murschel commented that staff will bring back a recommendation following this discussion. It will maintain public hearings, increase square footage in line with what other communities are measuring, introducing an option for fast track approvals, modify the rules of procedure to have standard procedure as one meeting, instead of two, and clarify the appeal process. Objectives, goals, anticipated timing benefit, and outcomes will also be included.

Rodgers asked what the threshold should be that would alleviate staff burden when combined with the fast track options and a graphic representation of the square footages.

b. Master Planning Process

Murschel gave a brief overview of the staff memorandum around the upcoming master planning process.

Mayville commented that focusing on school areas is a good idea.

Bain commented that neighborhood serving retail should be considered with regard to zoning. Bain further commented on the dynamic in our affordable housing areas.

Broderick commented that RB-2 and ADU's should be evaluated within the housing topic area. Broderick further commented that zoning should be evaluated as relates to supporting small businesses.

Mayville commented that in the long term, taxable values in different areas of the City should be considered. Further comment by Murschel about taxable value per acre by year.

Rodgers commented that fire coverage should be covered within the process. Murschel commented that evaluation of all city services should be considered. Murschel further commented that while a wealth of park resources add value, there is a significant cost to maintaining them.

Murschel further commented as to a structure of ambassadors to assist with the planning process and the branding of the master plan as "City Modern".

Mayville commented that he likes the branding, agreed by Sajbel and Pnacek. Mayville further commented at comparing the distribution of each zoning district in use, zoning and future land use as compared to other like sized cities.

Broderick commented that cultural inclusion would be a valid topic given the rhetoric of residents moving to a more culturally diverse area.

9. **Communications** – None.

10. **Report of the Chairperson** - None.

11. **Report of the Planning Director**

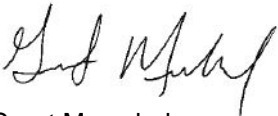
Murschel indicated that the Capital Improvements Plan was approved as well as Site Plan No. 396 and 397. He also announced Wilson's resignation and pending employment at the Midland Business Alliance.

12. **Items for Next Agenda – February 25, 2020 - CANCELLED**

13. **Adjournment**

It was moved by Heying and seconded by Hanna to adjourn at 9:00 p.m. Motion passed unanimously.

Respectfully submitted,

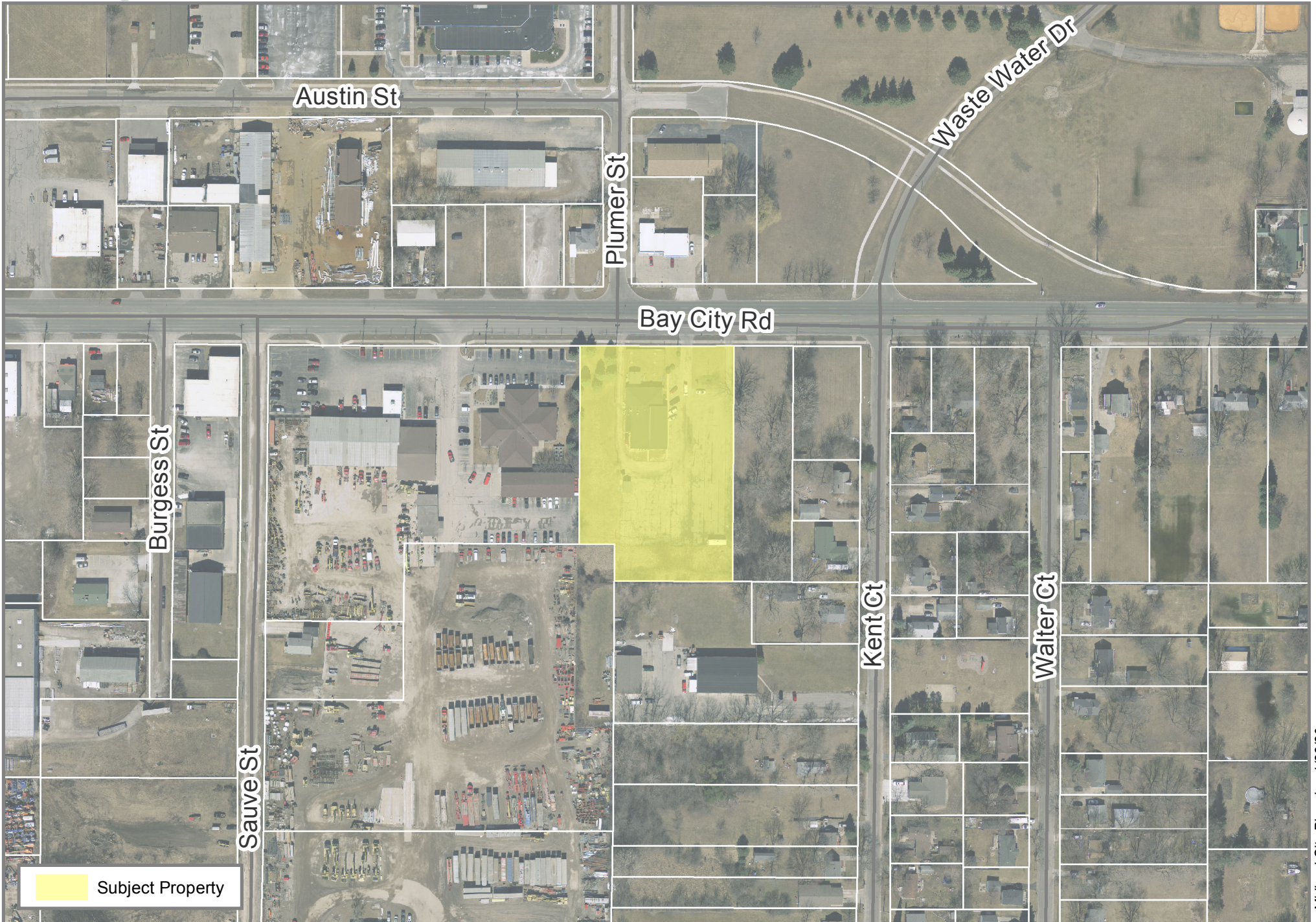


Grant Murschel
Director of Planning & Community Development

MINUTES ARE NOT FINAL UNTIL APPROVED BY THE PLANNING COMMISSION

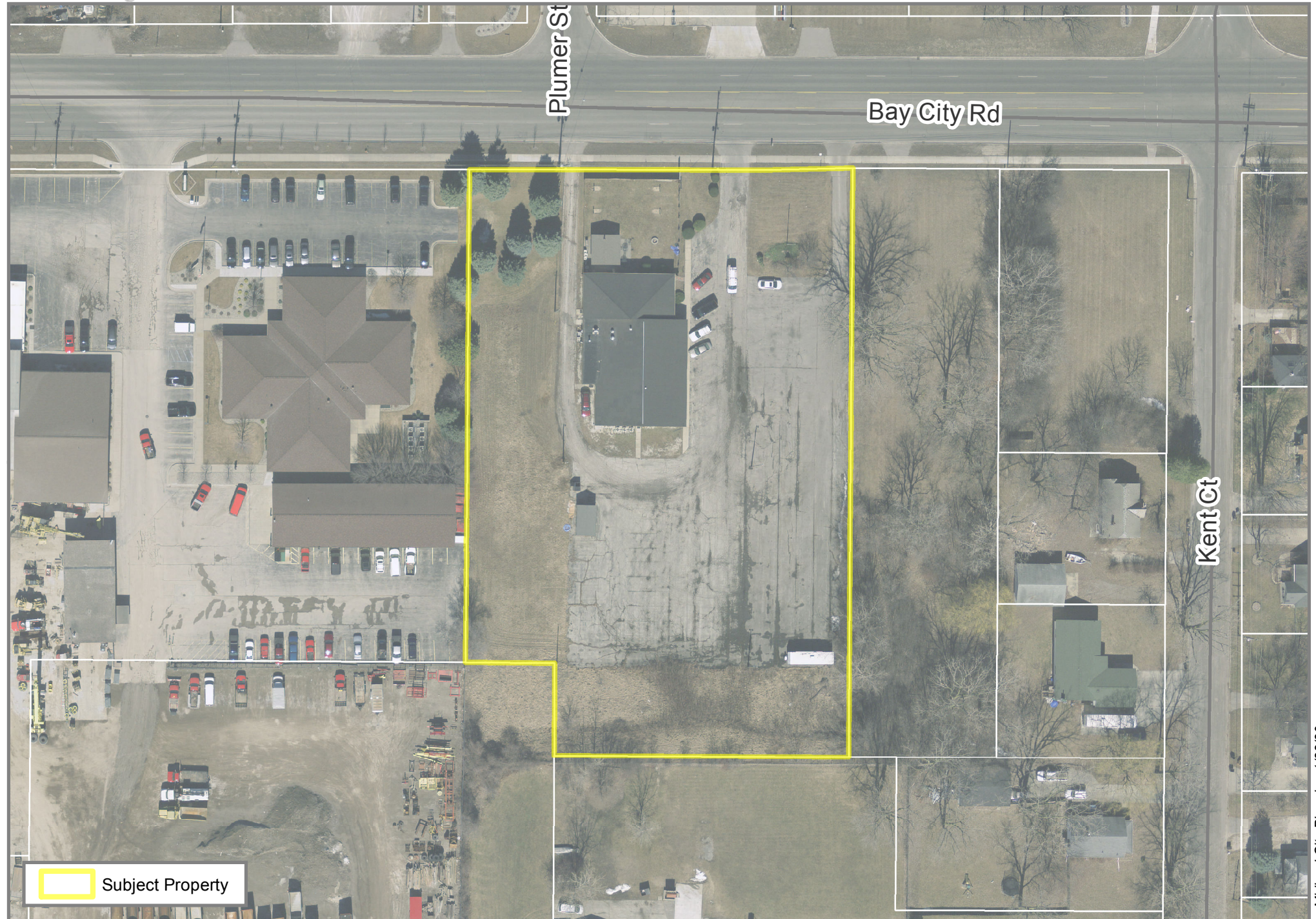
ZP #629 | 2100 Bay City Road

> Regional Commercial to IA Industrial A



ZP #629 | 2100 Bay City Road

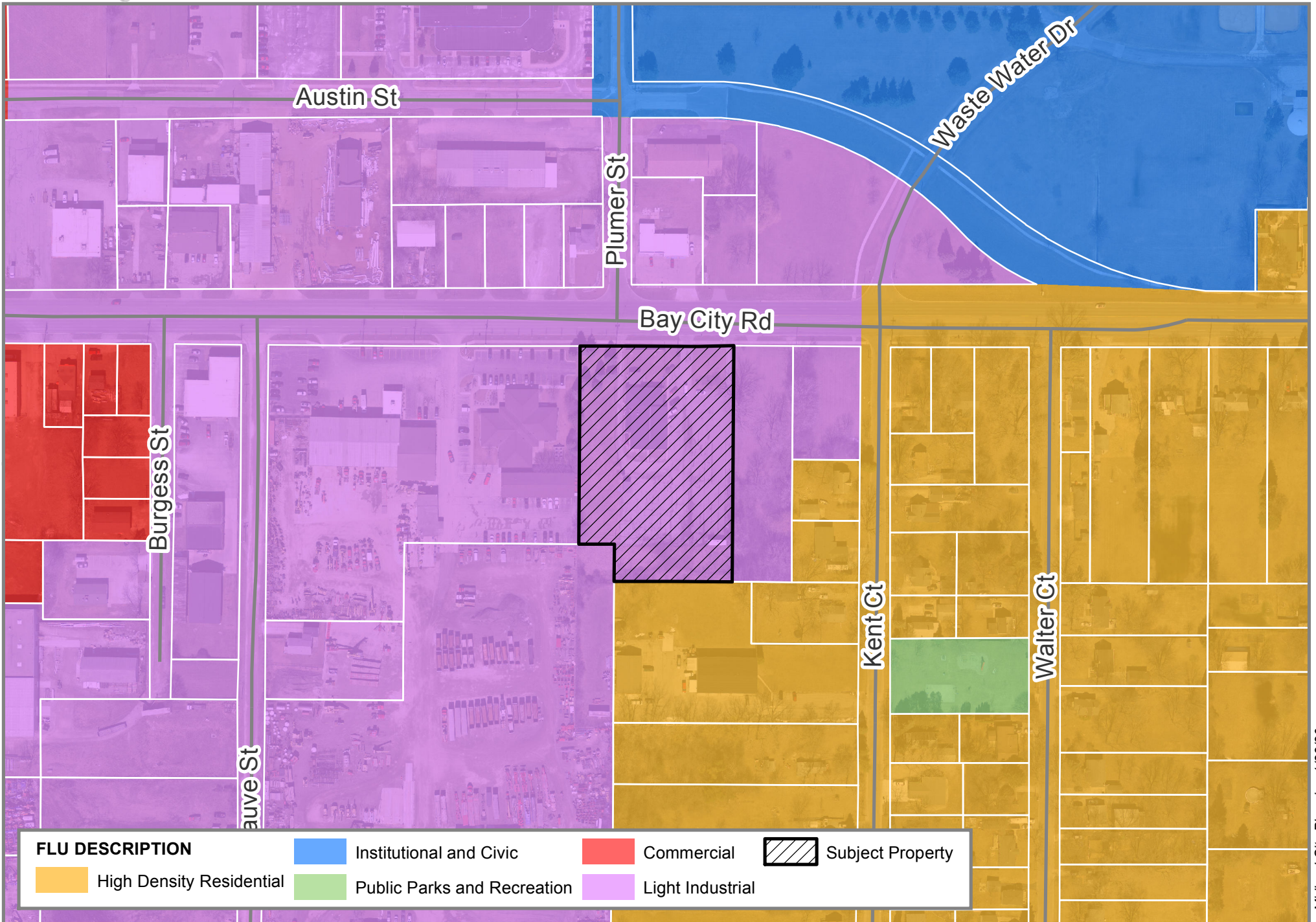
> F 30 Regional Commercial to IA Industrial A



ZP #629 | 2100 Bay City Road

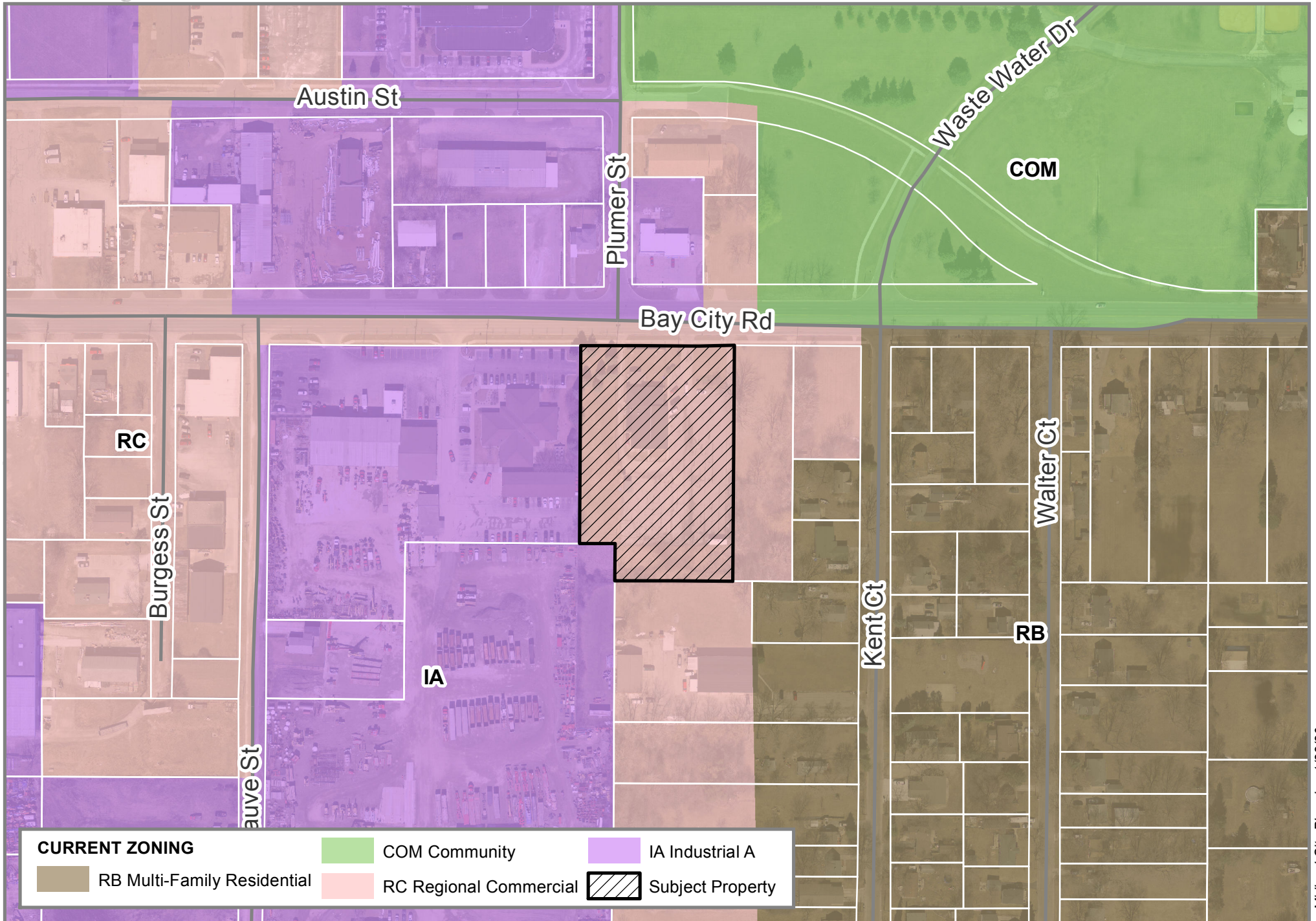
> From Regional Commercial to IA Industrial A

31



ZP #629 | 2100 Bay City Road

> 32 Regional Commercial to IA Industrial A



Item Attachment Documents:

5. Accepting the City Manager's 2020 Sidewalk Improvement Program Report and setting a public hearing on necessity for April 27. FREDRICKSON

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: 2020 Sidewalk Improvement Program

INITIATED BY: City Council resolutions of February 10 and February 24, 2020

RESOLUTION

SUMMARY: This resolution describes the Special Assessment District and project costs, and sets the Hearing on Necessity for April 27, 2020

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution
3. Cost Summary
4. Location Maps
5. Assessment Maps

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Joshua Fredrickson
City Engineer



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

Attached hereto is the Manager's Report for the 2020 Sidewalk Improvement Program. The resolution sets the special assessment district for the 2020 Sidewalk Improvement Program and sets the date for the public hearing on necessity for April 27, 2020. The costs for this program are summarized in the sheets attached. The City Engineering Department has included three of the four sidewalk segments considered by Council on February 24, 2024.

The segments considered by City Council included:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
Waldo Avenue (East side)	from Ashman Street to 425 feet south
Waldo Avenue (East side)	from the north line of 2500 Waldo Avenue to the south line of 2808 Waldo Avenue

The three sidewalk segments proposed to be advanced to the sidewalk program include the following:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
Waldo Avenue (East side)	from Ashman Street to 425 feet south

With these three segments of sidewalk the estimated program cost is nearly \$92,000 which include a City cost of approximately \$54,600. The remaining nearly \$36,400 would be the property owner responsibility through a special assessment. The cost to each property owner is determined by the property frontage where sidewalks are constructed, multiplied by the assessment rate. The assessment rate for sidewalk is \$20.45 per foot of frontage.

Sidewalk on Waldo Avenue between 2500 Waldo Avenue and 2808 Waldo Avenue would connect the existing sidewalks and provide continuity the sidewalk. This segment of sidewalk is not included in the recommended list, as this property is being considered for a transfer to City jurisdiction. If it becomes City jurisdiction, the assessment will be on the City. As such, the sidewalk will be constructed either prior to the property transfer or by City forces.

The W. Main Street sidewalk location is within the floodplain and has nearby wetlands. The Department of Environment Great Lakes & Energy (EGLE) has been contacted to determine what, if any, additional requirements will be in place for sidewalk construction. As of yet, a decision has not been provided. It is possible that permits from EGLE or additional mitigation will be needed for sidewalk construction on W. Main Street.

As an alternative to the sidewalk on W. Main Street it was requested to consider a mid-block cross walk on W. Main Street in order to access the existing sidewalk. This is an option in place of the sidewalk construction along the western side of W. Main Street. This roadway segment has been reviewed for a mid-block crossing and is an acceptable location for such a crossing. Currently on the east side of W. Main Street, across from 4421 W. Main Street, there is a sidewalk ramp which has been used in part as a mid-block crosswalk. This currently is not a true mid-block crossing as there is not a sidewalk ramp on the west side of the roadway. The location of the crossing may need to move based on surrounding ground elevations. The construction of a mid-block crossing to access the eastern side of W. Main is estimated to cost \$11,000.00 and would be entirely the City of Midland cost.

As part of the sidewalk improvement program, property owners are provided the option of constructing sidewalks on their own outside of the City contract. For this to occur, the property owner must provide a written agreement by June 1st stating their intent to construct sidewalks. The 2020 Sidewalk Construction Program Flow Chart provided at the February 10th City Council meeting lists July 31st as the date for completion of sidewalks constructed by the property owner.

Property owners, who have had sidewalks requested along their properties by others, have been notified and are invited to the City Council meeting. We have not received any written correspondence from property owners regarding the sidewalk requests.

Sincerely,

A handwritten signature in dark ink, appearing to read "Joshua N. Fredrickson". The signature is fluid and cursive, with a long horizontal stroke at the end.

Joshua N. Fredrickson
City Engineer



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

BY COUNCILMAN

WHEREAS, the City Manager has submitted his report to the City Council presenting certain information regarding the installation of sidewalks on certain streets in the City of Midland in conformance with the Code of Ordinances of the City of Midland, said streets being listed as:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
Waldo Avenue (East side)	from Ashman Street to 425 feet south

; and

WHEREAS, the City Council has reviewed and studied said report; now therefore

RESOLVED, that the Council finds and determines that the construction of said sidewalks, as before listed, appears to be necessary public improvements conducive to the general health, convenience and welfare of the people of the City of Midland and that the estimated period of usefulness of said improvements is twenty-five (25) years; and

RESOLVED FURTHER, that for the purpose of effecting a savings in cost, the several proposed improvements are combined into one project and that one special assessment district for the purpose of said combined improvements, be and is hereby established to be known as the “2020 SIDEWALK IMPROVEMENT SPECIAL ASSESSMENT DISTRICT” and that said district comprises and includes the following described lands and premises, to wit:

Joe Mann Boulevard (North side)	fronting 850 Joe Mann Boulevard
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Beginning at a point 200 feet east of the north-south ¼ line of Section 33, T. 15 N., R. 2 E., City of Midland, Michigan and the centerline of Joe Mann Boulevard; thence north 100 feet; thence east to the centerline of T. Moore Drive; thence southerly along the centerline of T. Moore Drive to the intersection with the centerline of Joe Mann Boulevard; thence westerly along the centerline of Joe Mann Boulevard to the point of beginning; except right-of-way for T. Moore Drive and Joe Mann Boulevard.

W. Main Street (West side)	from W. Sugnet Road to 0.24 miles north
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Beginning at the intersection of the north 1/8 line of Section 7, T. 14 N., R.2 E., City of Midland, Michigan and the centerline of W. Main Street; thence southeasterly to the

intersection of the centerline of W. Main Street and the northerly right-of-way of W. Sugnet Road; thence west 50 feet along the northerly right-of-way of W. Sugnet Road; thence northwesterly parallel to the westerly right-of-way of W. Main Street to the intersection of the north 1/8 line of Section 7; thence 50 feet east to the point of beginning; except the northerly 66 feet.

Waldo Avenue (East side) from Ashman Street to 425 feet south

Beginning at the Northwest corner of Section 13, T. 14 N., R. 2 E., City of Midland, Michigan; thence 50 feet east along the north line of Section 13; thence south 450 feet; thence 50 feet west to the west line of Section 13; thence north 450 feet along the west line of Section 13; except right-of-way for E. Ashman Street and Waldo Avenue.

; and

RESOLVED FURTHER, that the proposed improvement and work to be done thereunder shall consist of constructing sidewalks, in said streets as before listed, and the total estimated cost and expense thereof is ninety-one thousand fifty-three dollars and sixty-three cents (\$91,053.63); and

RESOLVED FURTHER, that the proportion of the cost and expense of said improvement to be borne and paid for by the City at large shall be fifty-four thousand six hundred eleven dollars and seventy-three cents (\$54,611.73) and that all other costs and expenses of said improvement amounting to thirty-six thousand four hundred forty-one dollars and ninety cents (\$36,441.90) shall be borne and paid by special assessments on all lands and premises in said Special Assessment District as established above, in proportion to the estimated benefits resulting thereto from the improvement, determined as near as practicable on a front foot basis; and

RESOLVED FURTHER, that the report concerning said improvement is hereby adopted and shall be placed on file in the office of the City Clerk, and the same shall be available for public inspection during regular business hours; and

RESOLVED FURTHER, that the City Council will meet in the City Hall in said City on Monday, April 27, 2020 at 7:00 p.m., then and there to hear any objections or suggestions on the proposed improvements; and

RESOLVED FURTHER, that the City Clerk shall give notice of said hearing on necessity by causing a notice of this resolution to be published once in the Midland Daily News at least one week prior to said hearing date, and that the City Clerk shall also give notice of said hearing date to each property owner subject to special assessment by reason of said improvement, at the address of said property owners to be taken from the latest tax assessment roll in the City Assessor's office in accordance with Act 162 of Public Acts of Michigan, 1962.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk

2020 SIDEWALK IMPROVEMENT PROGRAM – MANAGER’S REPORT

Joe Mann Blvd.

Total Project Cost	\$ 12,911.88
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Share Paid by Others		
Federal Government	0.00	
State Government	0.00	
sub-total		0.00

Net for City and Property Owners	\$ 12,911.88
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City Share		
Oversize (5’ wide on major streets)	\$ 783.75	
Unassessable Frontage	0.00	
Ramps	\$ 3,940.00	
General Purpose facilities	\$ 5,406.93	
(mob, fill, excavation, eng/insp)		
sub-total		\$ 10,130.68

Net Assessed to Property Owners	\$ 2,781.20
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Assessable Frontage –136 front feet

Assessment Rate - \$ 20.45 per front foot

2020 SIDEWALK IMPROVEMENT PROGRAM – MANAGER’S REPORT

Main Street

Total Project Cost	\$60,512.50
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Share Paid by Others		
Federal Government	0.00	
State Government	0.00	
sub-total		0.00

Net for City and Property Owners	\$60,512.50
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City Share		
Oversize (5’ wide on major streets)	\$ 5,890.00	
Unassessable Frontage	0.00	
Ramps	\$ 6,745.00	
General Purpose facilities (mob, clearing, excavation, eng/insp)	\$22,519.50	
sub-total		\$35,154.50

Net Assessed to Property Owners	\$25,358.00
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Assessable Frontage –1,240 front feet

Assessment Rate - \$ 20.45 per front foot

2020 SIDEWALK IMPROVEMENT PROGRAM – MANAGER’S REPORT

Waldo Ave.

Total Project Cost	\$17,629.25
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Share Paid by Others		
Federal Government	0.00	
State Government	0.00	
sub-total		0.00

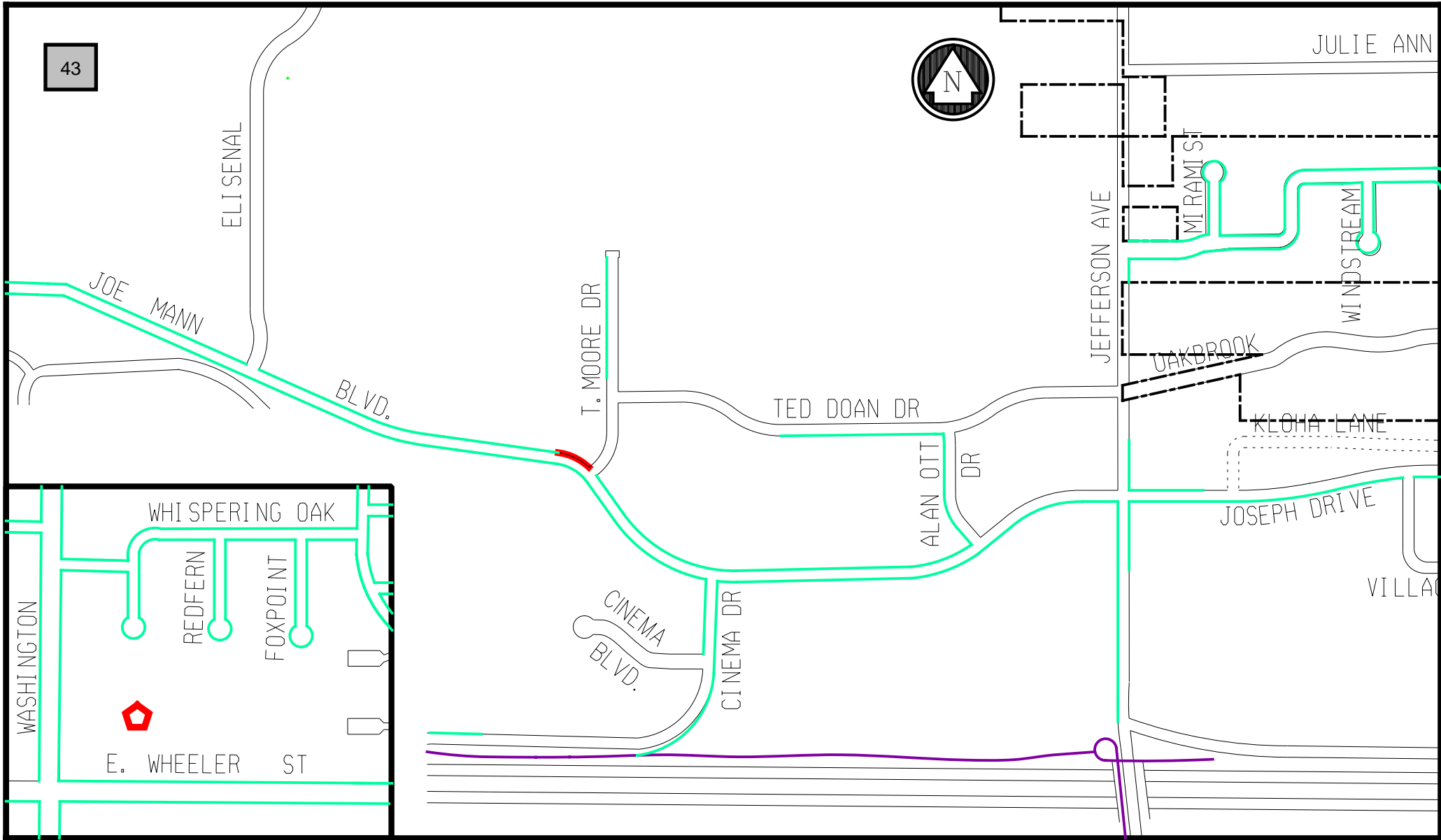
Net for City and Property Owners	\$17,629.25
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City Share		
Oversize (5’ wide on major streets)	\$ 1,947.50	
Unassessable Frontage	0.00	
Ramps	0.00	
General Purpose facilities (mob, excavation, eng/insp)	\$ 7379.05	
sub-total		\$ 9,326.55

Net Assessed to Property Owners	\$ 8,302.70
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Assessable Frontage –406 front feet

Assessment Rate - \$ 20.45 per front foot





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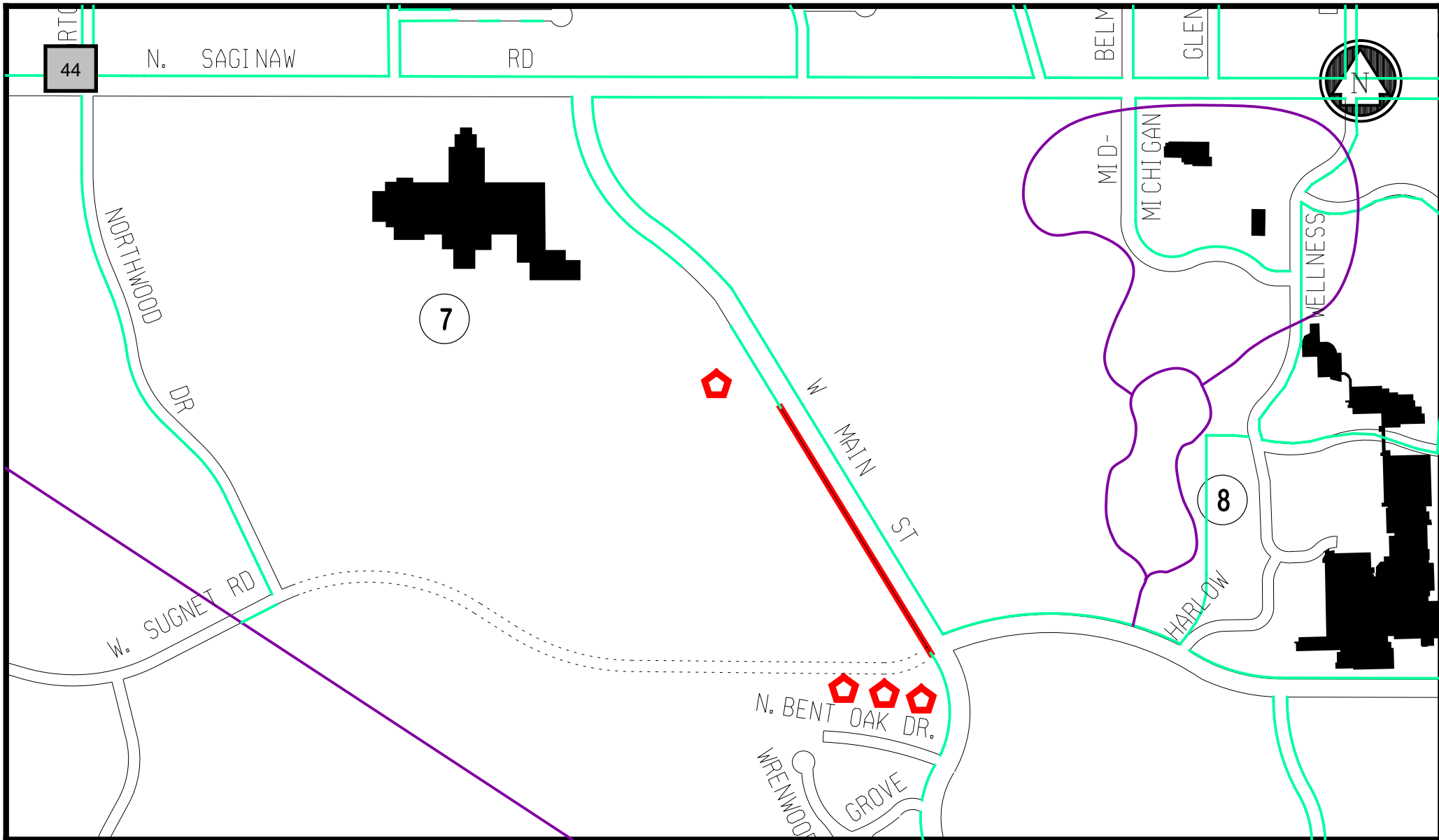
JOE MANN BLVD

LUCKY'S TO T. MOORE

 REQUESTER

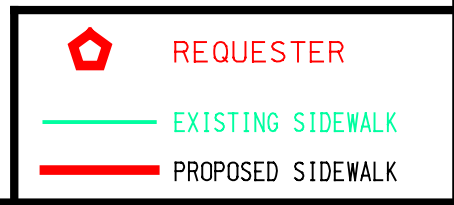
 EXISTING SIDEWALK

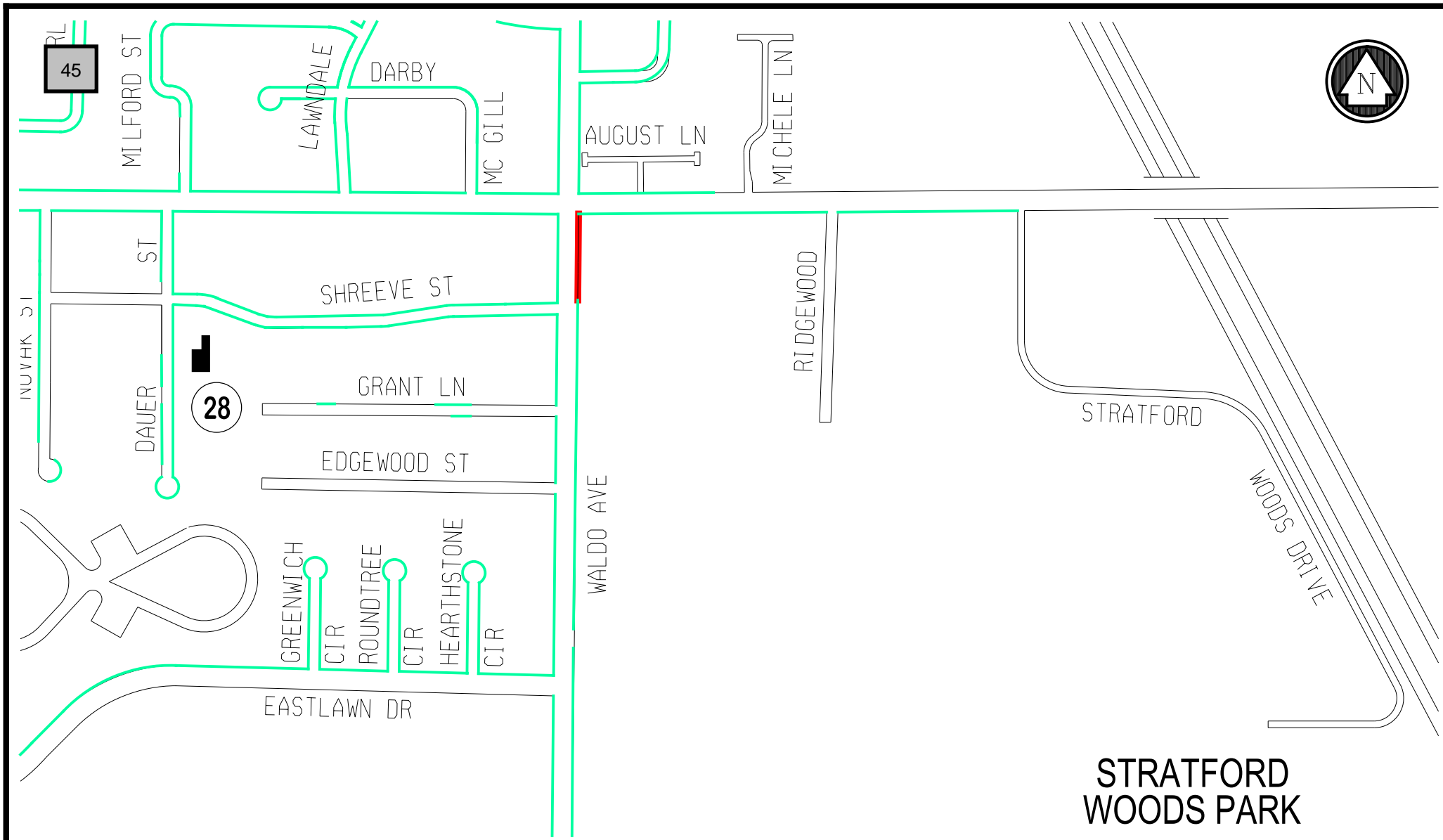
 PROPOSED SIDEWALK



MAIN STREET

SUGNET TO DEER RUN





WALDO AVENUE

ASHMAN TO SHREEVE



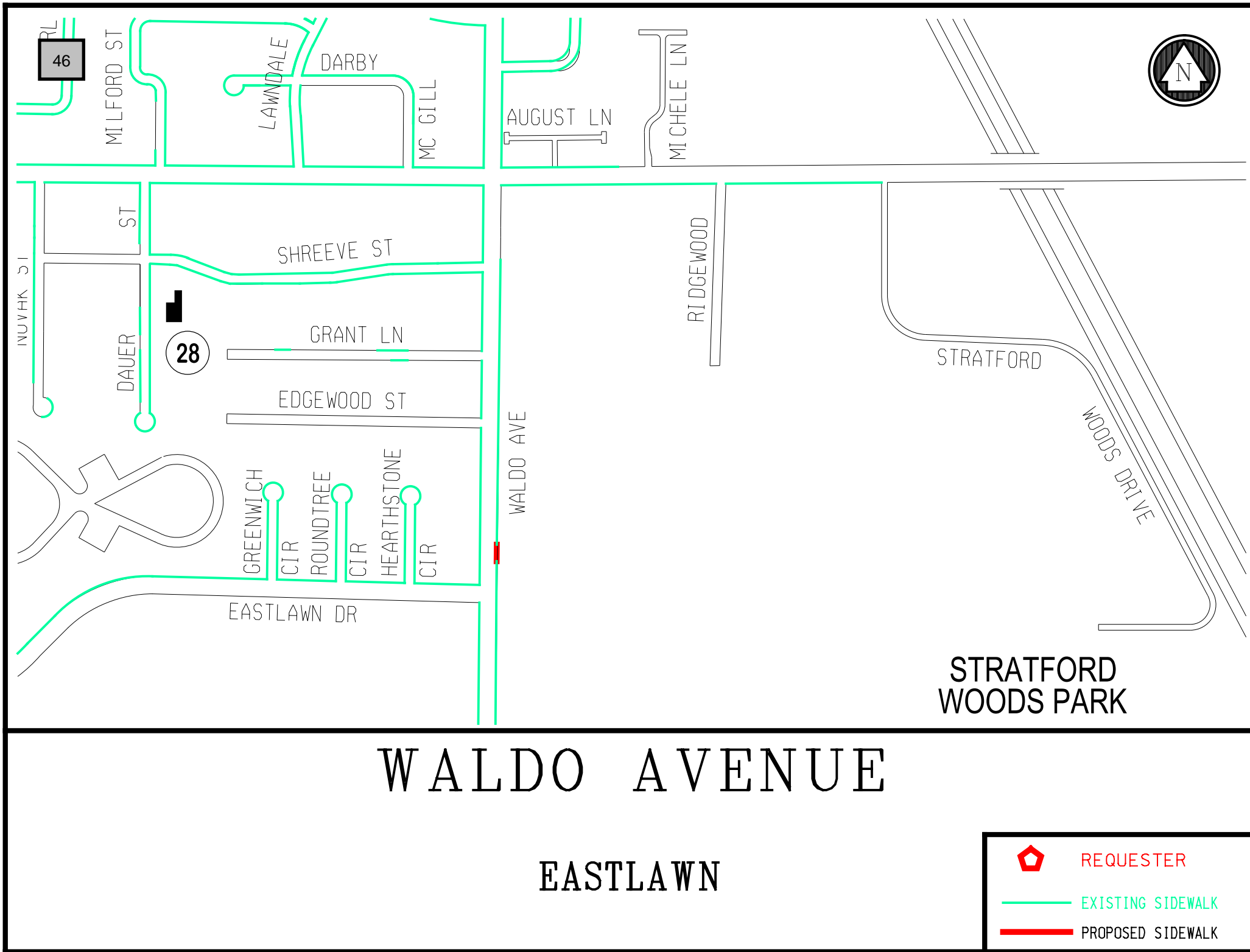
REQUESTER

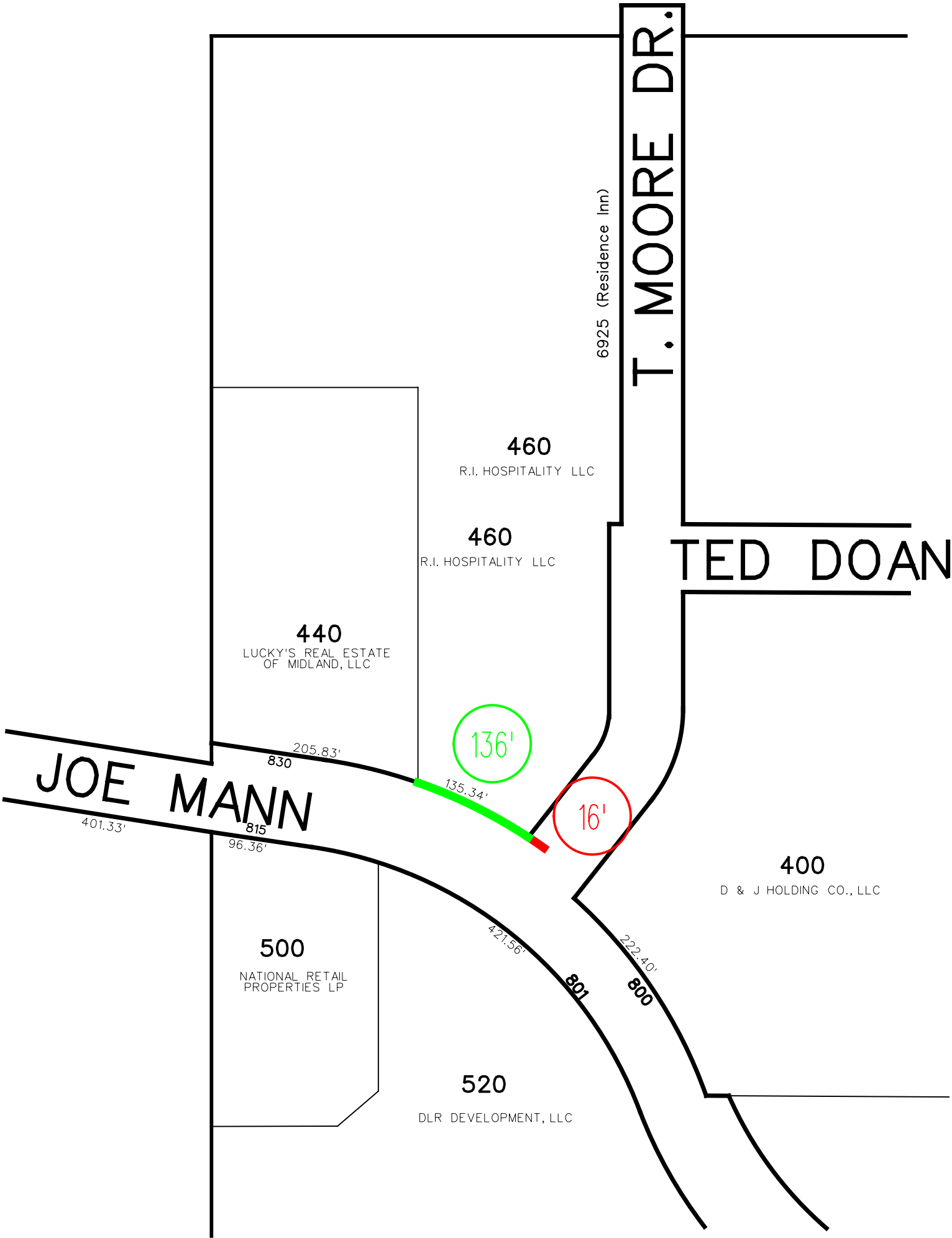


EXISTING SIDEWALK



PROPOSED SIDEWALK





MAJOR STREET - 5' WALK - CITY PAYS FOR EXTRA 1' WIDTH

JOE MANN
NORTHERN SIDE
FROM 830 JOE MANN TO T. MOORE

ASSESSABLE FRONTAGE:	136'
EXEMPT FRONTAGE	16'
TOTAL FRONTAGE	152'



48

600

MIDLAND
PUBLIC
SCHOOLS

030

R. COOPER

4300
208'

W. MAIN ST.

004

P. CARRAS

050

P. CARRAS

1240'

4200

4113

FLOOD
PLAIN

W. SUGNET

6'

MAJOR STREET - 5' WALK - CITY PAYS FOR EXTRA 1' WIDTH

MAIN STREET

WESTERLY SIDE

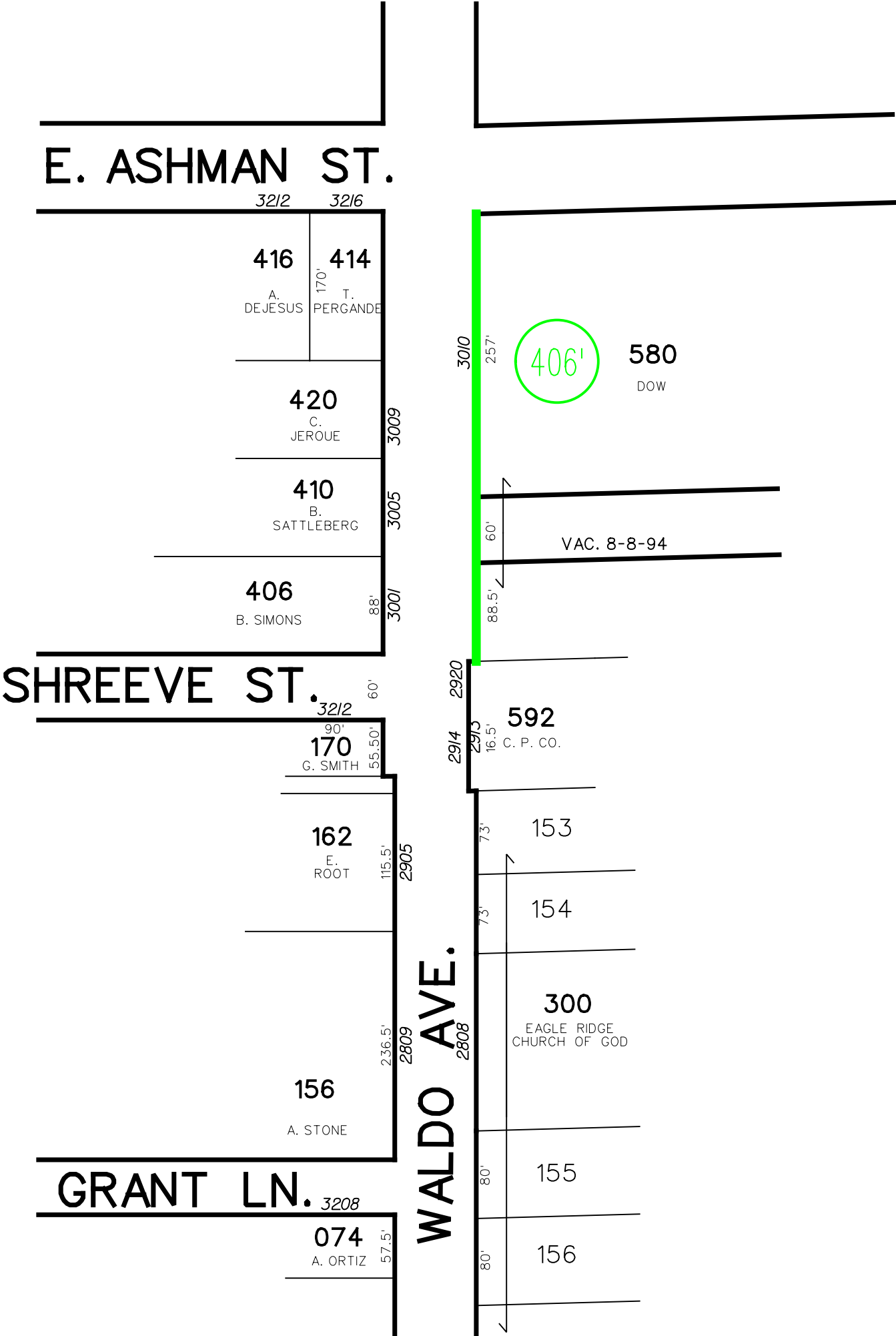
FROM SUGNET TO 4421 W. MAIN

ASSESSABLE FRONTAGE: 1240'

EXEMPT FRONTAGE : 6'

TOTAL FRONTAGE : 1246'



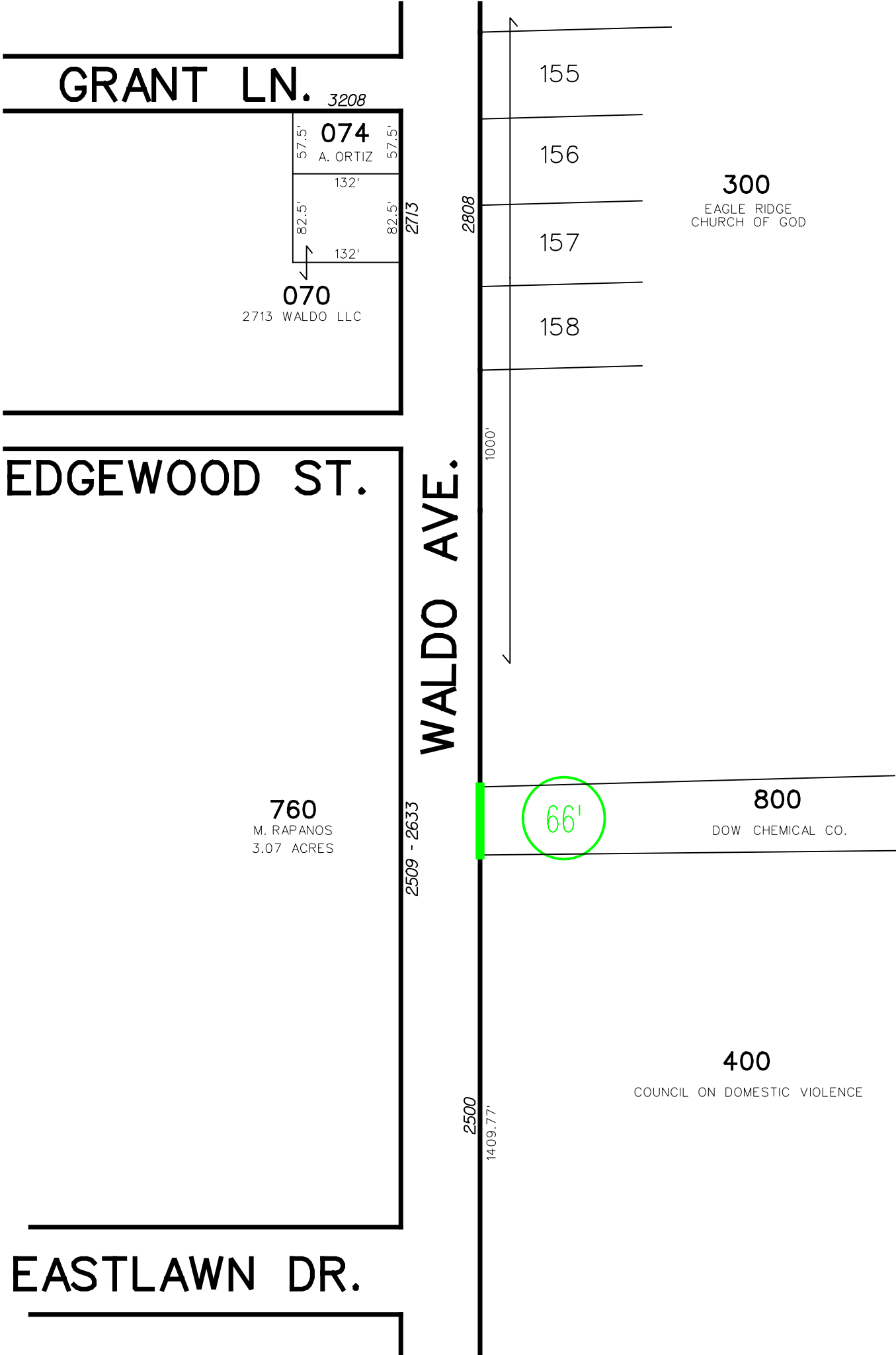


MAJOR STREET - 5' WALK - CITY PAYS FOR EXTRA 1' WIDTH

WALDO AVENUE
EAST SIDE
FROM ASHMAN TO SHREEVE

ASSESSABLE FRONTAGE: 406'
EXEMPT FRONTAGE : 0'
TOTAL FRONTAGE : 406'





MAJOR STREET - 5' WALK - CITY PAYS FOR EXTRA 1' WIDTH

WALDO AVENUE

EAST SIDE
FROM 2500 WALDO TO 2808 WALDO

ASSESSABLE FRONTAGE:	66'
EXEMPT FRONTAGE	0'
TOTAL FRONTAGE	66'



Item Attachment Documents:

6. * Update the Midland Street System as required by Act 51 FREDRICKSON
 - a. *Accepting one new street segment into the City of Midland Local Street System
 - b. *Decertify three street segments from the City of Midland street system

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: Street Certification

INITIATED BY: City of Midland Engineering Department

RESOLUTION

SUMMARY: Updates the Midland Street System as required by the Michigan Department of Transportation for Act 51 funding.

- a. This resolution accepts Contractor Dr. into the City of Midland Local Street System
- b. This resolution decertifies portions of E. Indian St., Rhyne Ln. and Cook Rd.

ITEMS ATTACHED:

- 1. Letter of Transmittal
- 2. Resolutions
- 3. Location Maps

COUNCIL ACTION:

- 1. 3/5 vote required to approve resolution

Joshua Fredrickson
City Engineer



City Hall ♦ 333 West Ellsworth Street ♦ Midland, Michigan 48640-5132 ♦ 989.837.3300 ♦ 989.835.2717 Fax ♦ www.cityofmidlandmi.gov

March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

The Michigan Department of Transportation (MDOT) requires an annual certification report from all agencies that receive funding from the gas and weight tax through Act 51, P.A. 1951 as amended. The certification includes the number of street miles which is also a component of how funding from the gas and weight tax is allocated to agencies.

The City annual road certification report to MDOT adds and removes street segments for the purpose of maintaining an accounting of the number of street miles within the City. When changes are made to our street system, such as adding or deleting streets, then these changes need to be reflected on our certification report.

To satisfy MDOT records, MDOT requires that City Council pass a resolution to accept a street into the City's public street system in order to certify the street for the purposes of obtaining Act 51 funding. One roadway segment is proposed to be added to the City's public street system as follows:

1. Contractor Dr. from Waldo Ave. to the end

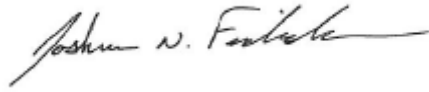
Contractor Drive was constructed and open for public use in 2009. The property was deeded to the City for public street purposes by the Dow Chemical Company as recorded in Liber 1576 Page 728. During a review of existing street listings it was recognized that Contractor Drive had not yet been added to the report. By including the existing segment of Contractor Drive the roadway segment will be added to the certification report to MDOT.

In addition, to satisfy MDOT records, MDOT requires that the City Council pass a resolution to decertify any streets that have been removed from use by public traffic. Decertification of a street formally acknowledges that the street has been vacated, abandoned or otherwise removed from use as a roadway for public traffic. Three roadway segments have been identified that are no longer available for use by public traffic. These segments have previous City Council action to vacate or abandon the roadway from public traffic. Roadway segments are as follows:

1. E. Indian St. from Third St. to Buttles St.
2. Rhyne Ln. from Cook Rd. to the end
3. Cook Rd. from W. Main St. to 225 feet north of Emerson Park Rd.

Two resolutions are attached for consideration. One resolution certifies that the specified street is constructed on public right-of-way and is to be used for public street purposes. The second resolution decertifies the three specified roadway segments from the City's public street system.

Sincerely,

A handwritten signature in black ink, appearing to read "Joshua N. Fredrickson", with a long horizontal flourish extending to the right.

Joshua N. Fredrickson
City Engineer



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BY COUNCILMAN

WHEREAS, Contractor Dr. from Waldo Ave. to the end is constructed on property deeded to the City of Midland as recorded in Liber 1576 Page 728 at the Register of Deeds, County of Midland; and

WHEREAS, said street has a centerline description as listed below:

Described as commencing at the northwest corner of section 25; Thence S00°48'43"W along the west line of said section 25, 529.98' to the point of beginning; Thence N89°56'20"E, parallel with the north line of section 25, 818.00'; Thence N54°14'57.87"E 72.00'; terminating at the center point of a cul-de-sac with a radius of 72.00'

;and

WHEREAS, said street was constructed and open to traffic prior to December 31, 2019; and

WHEREAS, it is necessary to furnish certain information to the State of Michigan to place said street within the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended; now therefore

RESOLVED, that the City of Midland hereby accepts said street as a public street into the City of Midland Local Street System.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk



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BY COUNCILMAN

WHEREAS, the City of Midland has previously removed from public use various sections of streets throughout the City of Midland by formal street vacation, abandonment or other action; and

WHEREAS, it is necessary to furnish certain information to the State of Michigan in order to decertify streets from the City of Midland Street System for the purpose of obtaining funds under Act 51, P.A. 1951 as amended; and

WHEREAS, the City does wish to decertify the portion of E. Indian St. from Third St. to Buttles St. for a total decertification length of 535 feet; and

WHEREAS, the City does wish to decertify the portion of Rhyne Ln. from Cook Rd. to the end for a total decertification length of 490 feet; and

WHEREAS, the City does wish to decertify the portion of Cook Rd. from W. Main St. to 225 feet north of Emerson Park Rd. for a total decertification length of 845 feet; now therefore

RESOLVED, that the City hereby accepts decertification of said portions of said streets from the City of Midland Street System for Act 51 funding purposes.

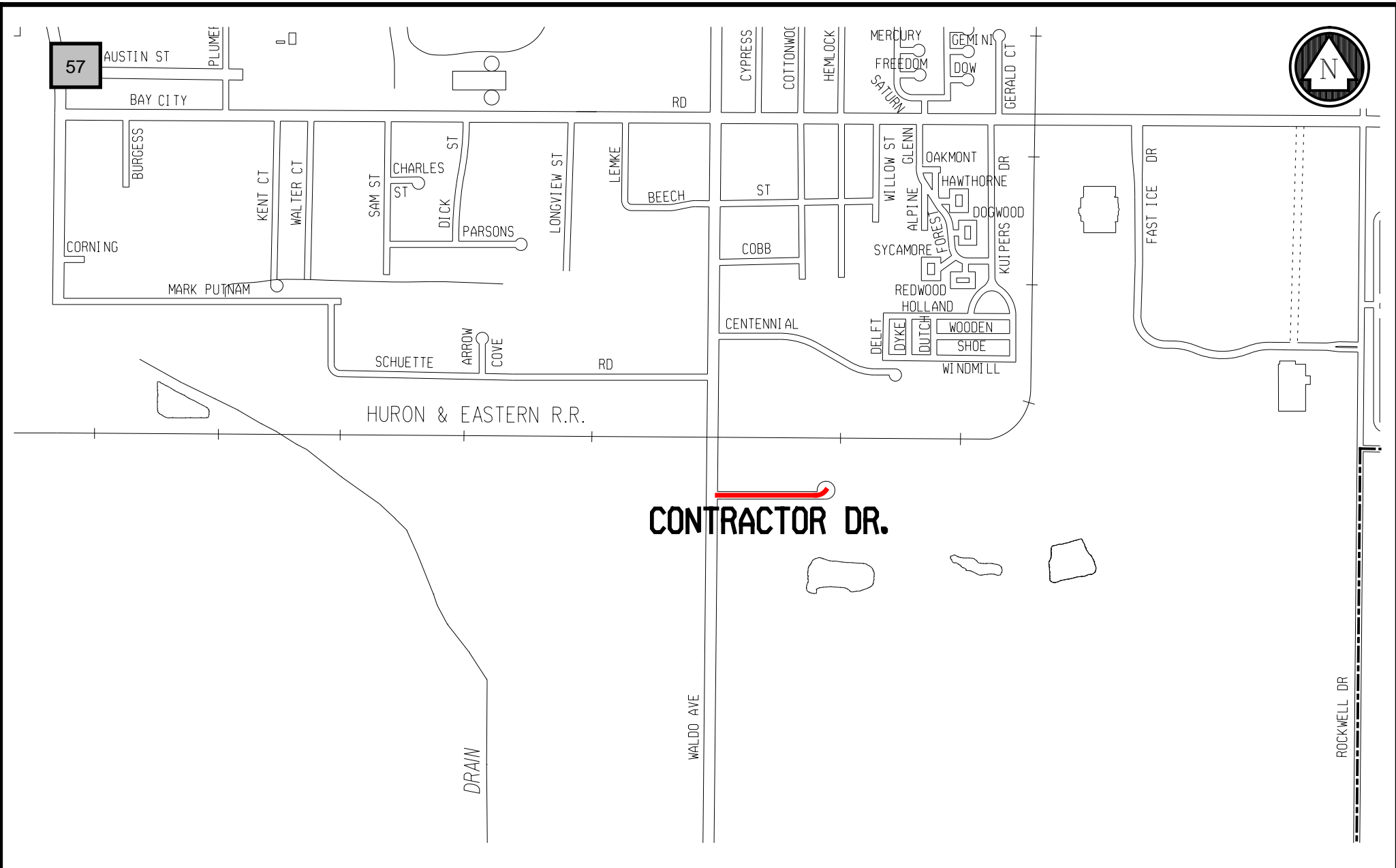
YEAS:

NAYS:

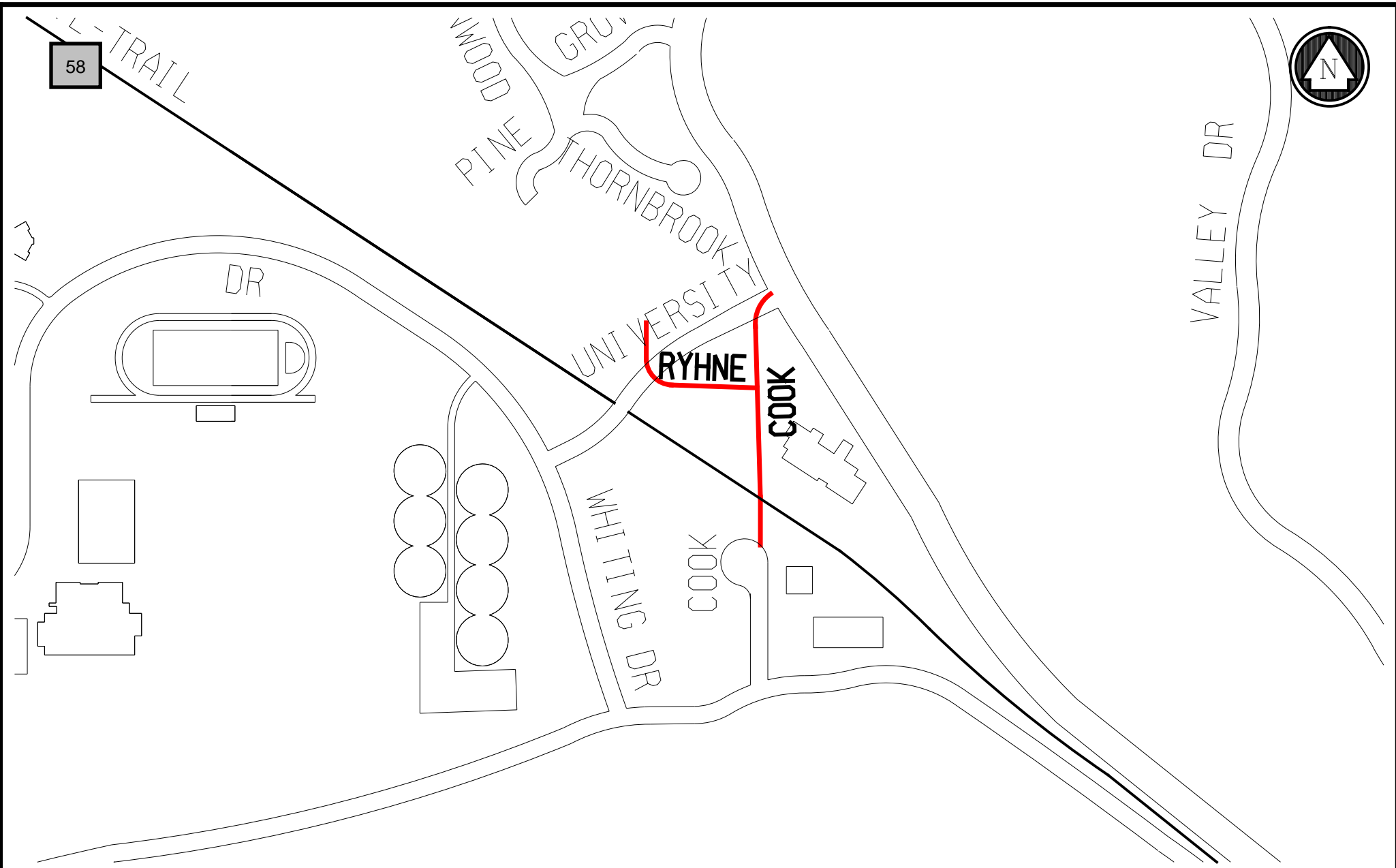
ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, County of Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeavote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk

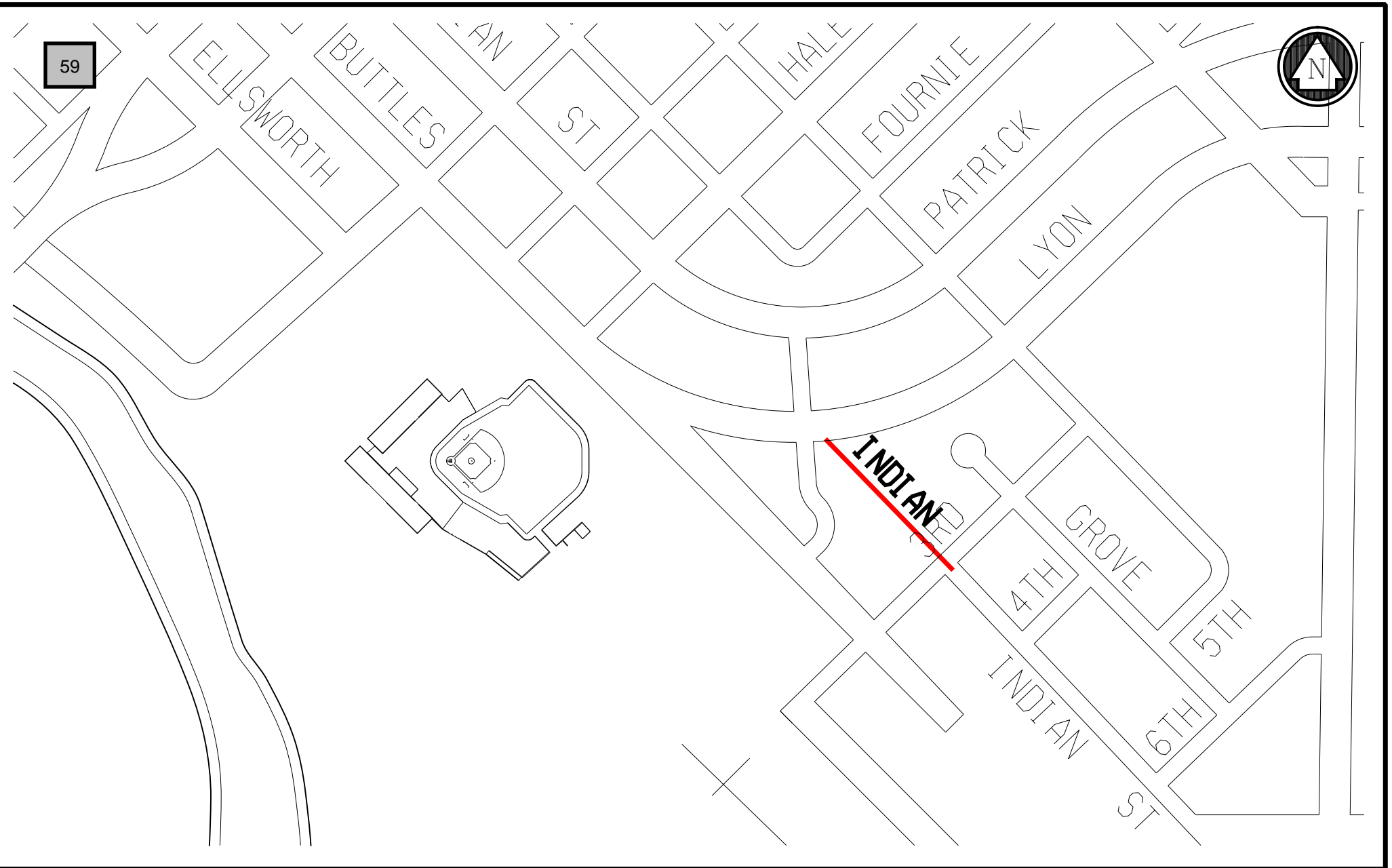


CONTRACTOR DRIVE



COOK, RHYNE
W. MAIN TO 225 NORTH OF EMERSON PARK RD.

59



INDIAN

BUTTLES TO 3RD

Item Attachment Documents:

7. * 2020 Mark Putnam Rd. & Schuette Rd. Reconstruction; Contract No. 03.
FREDRICKSON

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: 2020 Mark Putnam Rd. & Schuette Rd. Reconstruction;
Contract No. 03

INITIATED BY: City of Midland Engineering Department

RESOLUTION

SUMMARY: This resolution authorizes the Mayor and City Clerk to execute a contract with Geiersbach Construction, Inc. in the amount of \$445,580.00 for the street reconstruction of Mark Putnam and Schuette Roads from Saginaw Road to Waldo Avenue. This resolution also authorizes the City Manager to approve change orders in an aggregate amount not to exceed \$40,000.00.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution
3. Location Map

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Joshua Fredrickson
Engineering Department



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March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

On Tuesday, March 10, 2020 at 2:00 p.m., sealed proposals were publicly opened and read by the Accounting Manager for the "2020 Mark Putnam Rd. & Schuette Rd. Reconstruction; Contract No. 03".

The City of Midland Engineer's estimate is \$471,505.00. Bids were received as follows:

Geiersbach Construction, Inc.	Freeland, MI	\$445,580.00
Pat's Gradall Service, Inc.	Midland, MI	\$460,583.00
Johnston Contracting, Inc.	Midland, MI	\$465,150.00
Crawford Contracting, Inc.	Mt. Pleasant, MI	\$466,165.00
Sova Excavating & Trucking, Inc.	Midland, MI	\$476,847.00
Malley Construction, Inc.	Mt. Pleasant, MI	\$490,814.00
Ace Saginaw Paving Co.	Saginaw, MI	\$491,013.00

Funding for the 2020 Mark Putnam Rd. & Schuette Rd. project is provided by the Local Street Fund. This contract is for street reconstruction of Mark Putnam and Schuette Roads from Saginaw Road to Waldo Avenue. This project was recommended by the Engineering Department and the Department of Public Services and was approved by City Council during the annual Capital Improvement Plan process.

It is our recommendation that the low bid of \$445,580.00, submitted by Geiersbach Construction, Inc. of Freeland, Michigan, be accepted in the best interest of the City of Midland.

Respectfully submitted,

Joshua N. Fredrickson
City Engineer

Christina Evans
Accounting Manager



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BY COUNCILMAN

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for the street reconstruction of Mark Putnam and Schuette Roads; and

WHEREAS, funding for this project is provided by the Local Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Geiersbach Construction, Inc. of Freeland, Michigan for the "2020 Mark Putnam Rd. & Schuette Rd. Reconstruction; Contract No. 03" project, in the amount of \$445,580.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$40,000.00.

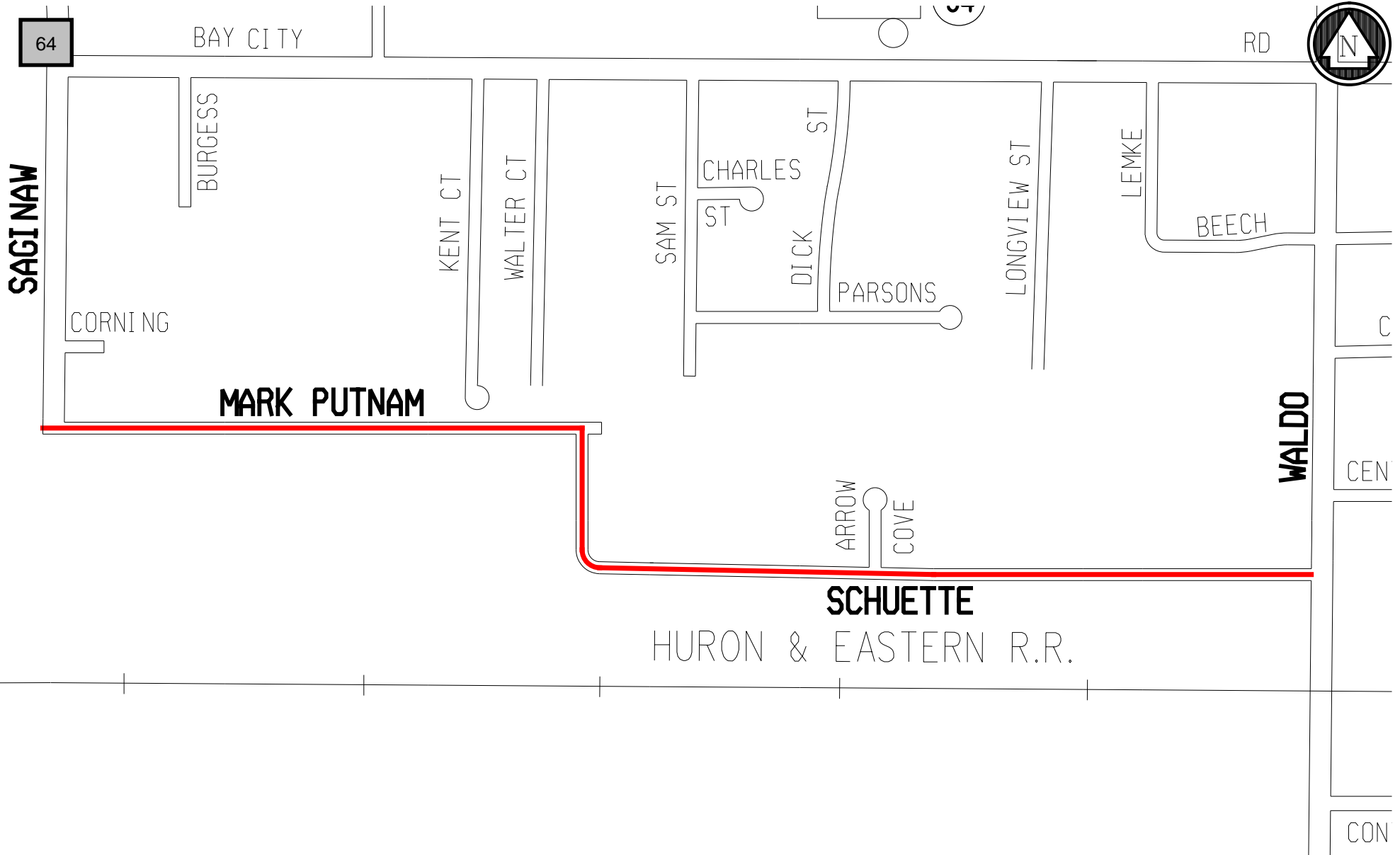
YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeas vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk



MARK PUTNAM & SCHUETTE RECONSTRUCTION

SAGINAW TO WALDO

Item Attachment Documents:

8. * 2020 Intersection Pavement Markings; Contract No. 06. FREDRICKSON

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: 2020 Intersection Pavement Markings;
Contract No. 06

INITIATED BY: City of Midland Engineering Department

RESOLUTION

SUMMARY: This resolution authorizes the Mayor and City Clerk to execute a contract with Advanced Pavement Marking in the amount of \$53,630.00 for intersection pavement markings on various streets throughout the City of Midland. This resolution also authorizes the City Manager to approve change orders in an aggregate amount not to exceed \$10,000.00.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Joshua Fredrickson
Engineering Department



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March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

On Tuesday, March 17, 2020 at 2:00 p.m., sealed proposals were publicly opened and read by the Accounting Manager for the "2020 Intersection Pavement Markings; Contract No. 06".

The City of Midland Engineer's estimate was \$55,571.40. Bids were received as follows:

Advanced Pavement Marking	West Olive, MI	\$53,630.00
JV Contracting, Inc.	Goodrich, MI	\$56,557.50
M&M Pavement Marking, Inc.	Burton, MI	\$62,440.00
PK Contracting, Inc.	Troy, MI	\$117,482.50

Funding for the 2020 Intersection Pavement Markings project is provided by the fiscal year 2020/2021 Major Street Fund. This contract is for intersection pavement markings on various streets throughout the City of Midland. This project was recommended by the Engineering Department and Department of Public Services and was approved by City Council during the annual Construction Improvement Plan process.

It is our recommendation that the low bid of \$53,630.00, submitted by Advanced Pavement Marking of West Olive, Michigan, be accepted in the best interest of the City of Midland. The award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget.

Respectfully submitted,

Joshua N. Fredrickson
City Engineer

Christina Evans
Accounting Manager



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BY COUNCILMAN

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Intersection Pavement Markings; and

WHEREAS, funding for this project is provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by Advanced Pavement Marking of West Olive, Michigan for the "2020 Intersection Pavement Markings; Contract No. 06" project, in the amount of \$53,630.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$10,000.00; and

RESOLVED FURTHER, that award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk

Item Attachment Documents:

9. * 2020 Pavement Marking Program; Contract No. 07. FREDRICKSON

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: 2020 Pavement Marking Program;
Contract No. 07

INITIATED BY: City of Midland Engineering Department

RESOLUTION

SUMMARY: This resolution authorizes the Mayor and City Clerk to execute a contract with M&M Pavement Marking, Inc. in the amount of \$56,880.00 for the annual pavement marking on various streets throughout the City of Midland. This resolution also authorizes the City Manager to approve change orders in an aggregate amount not to exceed \$10,000.00.

ITEMS ATTACHED:

1. Letter of Transmittal
2. Resolution

COUNCIL ACTION:

1. 3/5 vote required to approve resolution

Joshua Fredrickson
Engineering Department



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March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

On Tuesday, March 3, 2020 at 2:00 p.m., sealed proposals were publicly opened and read by the Accounting Manager for the "2020 Pavement Marking Program; Contract No. 07".

The City of Midland Engineer's estimate was \$55,825.00. Bids were received as follows:

M&M Pavement Marking, Inc.	Burton, MI	\$56,880.00
PK Contracting, Inc.	Troy, MI	\$58,460.00
JV Contracting, Inc.	Goodrich, MI	\$59,380.00

Funding for the 2020 Pavement Marking Program is provided by the fiscal year 2020/2021 Major Street Fund. This contract is for the annual long line pavement markings of centerline and edge striping on various streets throughout the City of Midland. This project was recommended by the Engineering Department and Department of Public Services and was approved by City Council during the annual Construction Improvement Plan process.

It is our recommendation that the low bid of \$56,880.00, submitted by M&M Pavement Marking, Inc. of Burton, Michigan, be accepted in the best interest of the City of Midland. The award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget.

Respectfully submitted,

Joshua N. Fredrickson
City Engineer

Christina Evans
Accounting Manager



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BY COUNCILMAN

WHEREAS, sealed proposals have been advertised and received in accord with Article II of Chapter 2 of the Midland Code of Ordinances for Pavement Markings; and

WHEREAS, funding for this project is provided by the Major Street Fund; now therefore

RESOLVED, that the low sealed proposal submitted by M&M Pavement Markings, Inc. of Burton, Michigan for the "2020 Pavement Marking Program; Contract No. 07" project, in the amount of \$56,880.00, is hereby accepted and the Mayor and the City Clerk are authorized to execute a contract therefore in accord with the proposal and the City's specifications; and

RESOLVED FURTHER, that the City Manager has the authority to approve change orders modifying or altering this contract in an aggregate amount not to exceed \$10,000.00; and

RESOLVED FURTHER, that award is contingent upon approval of available funding in the 2020/2021 Major Street Fund budget.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk

Item Attachment Documents:

10. * Vitler Compressor Replacement; Bid No. 4083. KEENAN

SUMMARY REPORT
For City Council Meeting of March 23, 2020

SUBJECT: Vilter Compressor Replacement

INITIATED BY: Midland Civic Arena

RESOLUTIONS

SUMMARY: Resolution approves the purchase of one Vilter Compressor from Serv-Ice Refrigeration, in the amount of \$39,808.62.

ITEMS ATTACHED:

1. Letter of transmittal
2. Resolution

CITY COUNCIL ACTION:

1. 3/5 affirmative vote required to approve resolution



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March 18, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

When the Civic Arena was built in 2005, there were three sheets of ice, each requiring its own compressor. When one sheet was removed and replaced with a turf field, the third compressor became a backup and reduced the workload of the other two compressors. Recently, the third compressor had a major mechanical failure, leaving the arena without a backup. Failure of one of the other two, before this one is repaired, would mean losing a sheet of ice until repairs could be made.

Sealed bids were opened and read by the Accounting Manager on Tuesday, March 17, 2020 for Bid No. 4083. Bids were received as follows:

Vendors	Total Bid Price
Serv-Ice Refrigeration	\$39,808.62
L.J. Rolls Refrigeration Co.	\$64,784.00

The Midland Civic Arena's Capital Outlay budget for FY 2019-20 has sufficient funds to cover this expense. Therefore it is recommended that the bid be awarded to Serv-Ice Refrigeration, in the amount of \$39,808.62. In the case of additional work/materials needed for this project, it is being requested that the City Manager be authorized to approve change orders to the purchase order not to exceed \$5,000.

Sincerely,

Dave Keenan
Assistant City Manager

Christina Evans
Accounting Manager



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BY COUNCILMAN

WHEREAS, sealed proposals were advertised and received on March 17, 2020 for Bid No. 4083, Vilter Compressor Replacement; and

WHEREAS, sufficient funding for this project is included in the FY 2019-20 Civic Arena Capital Outlay budget; now therefore

RESOLVED, that the Accounting Manager is authorized to issue a purchase order to the lowest bidder, Serv-Ice Refrigeration of Northville, Michigan, in the amount of \$39,808.62 for the Vilter Compressor; and

RESOLVED FURTHER, that the City Manager is authorized to approve additional unanticipated costs associated with this project not to exceed \$5,000 in total.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeas vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk

Item Attachment Documents:

11. * Engineering and inspection services for repainting the Elevated Storage Tank at Plymouth Park and the Lime Storage Silo at the Water Treatment Plant. SCHWARZ

SUMMARY REPORT TO MANAGER
for City Council Meeting of March 23, 2020

SUBJECT: Preparation of Specifications and Contract Documents, Project Administration & Paint Inspection for the Elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant, Bid No. 4084

INITIATED BY: Water Department

RESOLUTION SUMMARY: This resolution accepts the bid submitted by Dixon Engineering of Lake Odessa, for the preparation of specifications and contract documents, project administration and inspections for the Elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant, and authorizes a purchase order in an amount not to exceed of \$66,800.00, in accord with Sec. 2-18 of the Code of Ordinances for the City of Midland, and further authorizes the City Manager to approve changes modifying the purchase order in an aggregate amount not to exceed \$5,000.00.

ITEMS ATTACHED:

1. Letter of transmittal
2. Resolution

COUNCIL ACTION:

1. 3/5 vote required to approve resolution.

Peter Schwarz
Director of Water Services



Utilities Department • 333 West Ellsworth Street • Midland, Michigan 48640-5132 • (989) 837-3341 • CitizenCommentsWater@midland-mi.org

March 23, 2020

C. Bradley Kaye, AICP CFM
City Manager
City of Midland
Midland, Michigan

Dear Mr. Kaye:

The Elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant are scheduled to undergo repainting. Staff solicited bids for the preparation of specifications and contract documents, project administration and inspections for this work.

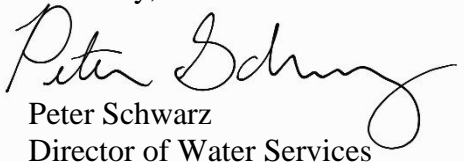
On Tuesday, March 10, 2020, sealed bids were received and opened for Bid No. 4084, RFP Engineering and Inspection Services. A single bid was received.


Bidder	Total Bid
Dixon Engineering, Inc. of Lake Odessa, MI	\$66,800.00

Dixon Engineering has significant experience and qualifications providing elevated tank inspection and reconditioning services. Staff considers the bid from Dixon Engineering to be acceptable, and recommends award for consulting and inspection services from the FY 2019/20 Water Enterprise Fund operating budget.

The attached resolution will authorize a purchase order to Dixon Engineering of Lake Odessa in the amount of \$66,800.00, and further authorizes the City Manager to approve changes modifying the purchase order in an aggregate amount not to exceed \$5,000.00. A 3/5 vote is required to approve the resolution.

Sincerely,


Peter Schwarz
Director of Water Services


Christina Evans
Accounting Manager



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BY COUNCILMAN

WHEREAS, the Elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant are scheduled to undergo repainting; and

WHEREAS, sealed bids for Bid No. 4084 RFP Engineering and Inspection Services, to provide specifications and contract documents, project administration and inspections for the repainting project have been advertised and received in accord with Section 2-18 of the Midland Code of Ordinances; and

WHEREAS, staff considers the bid received from Dixon Engineering, Inc. to be acceptable; and

WHEREAS, funds are available for this purpose in the FY 2019/20 Water Enterprise Fund operating budget; now therefore

RESOLVED, that a purchase order is hereby authorized to Dixon Engineering, Inc. of Lake Odessa, in the amount of \$66,800.00 for consulting and inspection services for the repainting of the elevated Storage Tank at Plymouth Park and Lime Storage Silo at the Water Treatment Plant; and

RESOLVED FURTHER, that the City Manager is hereby authorized to approve changes modifying the purchase order in an aggregate amount not to exceed \$5,000.00.

YEAS:

NAYS:

ABSENT:

I, Erica Armstrong, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yeas vote of all the Councilmen present at a regular meeting of the City Council held Monday, March 23, 2020.

Erica Armstrong, City Clerk